

COMPARED VERSION
COMMITTEE SUBSTITUTE TO ORIGINAL ORDINANCE

COMMITTEE SUBSTITUTE FOR ORDINANCE NO. 250920

Estimating and appropriating revenues in the amount of \$3,260,217.00 in the Capital Improvements Grant Fund; appropriating \$4,988,791
~~Appropriating \$8,984,008.12~~ from the Unappropriated Fund Balance of the Capital Improvements Fund to the Northeast Vivion Road –Streetscape Improvements project; authorizing the Director of Public Works to enter into a Mitigation and Air Quality Agreement and Cost Share Second Supplemental Agreement with the Missouri Highways and Transportation Commission; designating requisitioning authority; and recognizing this ordinance as having an accelerated effective date.

WHEREAS, the Council passed Committee Substitute for Ordinance No. 140182, directing the City Manager to apply to the Mid-America Regional Council (“MARC”) for a Transportation Alternatives Program (TAP) grant for the Northeast Vivion Road Streetscape Improvements project; and

WHEREAS, the Council passed Ordinance No. 180883, accepting a Congestion Mitigation and Air Quality (CMAQ) grant, award number CMAQ-9901(437), from the Missouri Highways and Transportation Commission (the “Commission”), in the amount of \$275,654.27; and

WHEREAS, the Council passed Ordinance No. 190598, appropriating \$475,000.00 in TAP grant funds to the Northeast Vivion Road Streetscape Improvements project; and

WHEREAS, the Council passed Ordinance No. 200992, approving the CMAQ and Cost Share Supplemental Agreement with the Commission, under which the City would receive an additional \$2,760,217.00 for the project; and

WHEREAS, in 2021, MARC re-obligated \$500,000.00 in TAP grant funds from the Searcy Creek Trail Segment 2 project to the Northeast Vivion Road Streetscape Improvements project; and

WHEREAS, this ordinance estimates and appropriates \$3,260,217.00 in grant revenues, including \$500,000.00 in re-obligated TAP funds and \$2,760,217.00 in CMAQ and Cost Share funds, to support the Northeast Vivion Road Streetscape Improvements project; and

WHEREAS, Committee Substitute for Ordinance No. 120042 authorized the City to enter into a settlement agreement with Clay County to fund road and bridge projects at a specified rate from 2013 ~~to~~through 2026; and

-
WHEREAS, the City’s share of ~~the~~Clay County’s ~~Roadroad~~ and bridge tax receipts ~~from~~for fiscal years 2021 ~~to~~through 2026 ~~werehave been~~ collected ~~by the City~~ in the Capital Improvements Fund, totaling \$4,988,791.12;-and
-

WHEREAS, the City ~~has been awarded Congestion Mitigation~~ intends to use the Clay County road and Air Quality (CMAQ) bridge tax receipts collected in the amount of \$275,000.00 Capital Improvements Fund as the local match for the Northeast Vivion Road – Streetscape Improvements project; and

~~WHEREAS~~ the City has been awarded the federal Transportation Alternatives Program (TAP) funds in the amount of \$975,000.00 for the Northeast Vivion Road – Streetscape Improvements project, and

~~WHEREAS~~ the City has been awarded by the Missouri Department of Transportation (MoDOT) in the amount of \$2,745,217.00 in Cost Share Agreement funds, for the Northeast Vivion Road – Streetscape Improvements project; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1.- That revenues in the amount of \$3,260,217.00 are hereby estimated in the Capital Improvements Grant Fund to the following accounts:

26-3091-895114-479095-89008267	Northeast Vivian Rd Streetscape Imp	\$ 500,000.00
26-3091-895114-476474-89008267	Northeast Vivian Rd Streetscape Imp	2,745,217.00
TOTAL:		\$3,260,217.00

Section 2. That the sum of ~~\$8,984,008~~3,260,217.00 is hereby appropriated from the Unappropriated Fund Balance of the Capital Improvements Grant Fund to the following account:

26-3091-895114-B-89008267	Northeast Vivian Rd Streetscape Imp	\$3,260,217.00
---------------------------	-------------------------------------	----------------

Section 3. That the sum of \$4,988,791.12 is hereby appropriated from the Unappropriated Fund Balance of the Capital Improvements Fund to the following account:

26-3090-896124-B-89008267	NE <u>Northeast</u> Vivion Rd Streetscape Imp	\$8,984,008 <u>\$4,988,791.12</u>
---------------------------	--	--

Section 24. That the Director of Public Works is hereby authorized to enter into a Mitigation and Air Quality Agreement and Cost Share Second Supplemental Agreement with the Missouri Highways and Transportation Commission. A copy of the agreement is on file with the Public Works Department.

Section 5. That the Director of Public Works is hereby designated the requisitioning authority for Account ~~No.~~ Nos. 26-3091-895114-B and 26-3090-896124-B.

Section ~~36~~. That this ordinance, being an ordinance relating to the appropriation of money and the expenses of government, is hereby recognized as ~~an ordinance with having~~ an accelerated effective date ~~as provided by Section pursuant to Sections 503(a)(3)(b) and 503(a)(3)(B) and Section 503(a)(3)(C)~~ of the City Charter and shall take effect in accordance with Section 503, City of the Charter.

I hereby certify that there is a balance, otherwise unencumbered, to the credit of the appropriation to which the forgoing expenditure is to be charged, and a cash balance, otherwise unencumbered, in the treasury to the credit of the fund from which payment is to be made, each sufficient to meet the obligation hereby incurred.

-
-
-

William Choi
Interim Director of Finance

-

Approved as to form:

-

Dustin E. Johnson

Assistant City Attorney