

ORDINANCE NO. 100575

Authorizing Director of the Water Services Department to enter into a Funding Agreement between the Tax Increment Financing Commission of Kansas City, Missouri and Kansas City, Missouri to expend \$650,000.00 from previously appropriated funds for the construction of a water transmission main and related improvements along Shoal Creek Parkway pursuant to the Shoal Creek Parkway Tax Increment Financing Plan; and recognizing an emergency.

WHEREAS, pursuant to the Real Property Tax Increment Financing Allocation Act, Section 99.800, RSMo, 1988, et seq., as amended (“Act”), on November 10, 1994, the City Council of Kansas City, Missouri, by way of Ordinance No. 941443, approved the Shoal Creek Parkway Tax Increment Financing Plan, which has been amended from time to time (the “Plan”) and designated the area described therein as a redevelopment area, pursuant to the Act (the “Redevelopment Area”); and

WHEREAS, the Plan provides, among other things, for certain improvements within and adjacent to the Redevelopment Area, and specifically the construction of a water transmission main beginning at the north side of the existing N.E. 96th Street roundabout and continuing to a point approximately 400 feet west of N. Eastern Avenue, adjacent to the proposed Shoal Creek Parkway and the reimbursement of certain costs associated with construction of the Water Transmission Main Project (the “Project Costs”); and

WHEREAS, the City desires to contribute up to Six Hundred Fifty Thousand Dollars (\$650,000.00) (the “City’s Contribution”) toward the Project Costs; and

WHEREAS, the Commission desires to receive the City’s Contribution and deposit it into an account dedicated for the purpose of reimbursing the Project Costs, which have been certified by the Commission; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Water Services Works is hereby authorized to execute a public infrastructure funding agreement with the Tax Increment Financing Commission for the construction of a water transmission main and related improvements along Shoal Creek Parkway pursuant to the Shoal Creek Parkway Tax Increment Financing Plan. The agreement is approved in substantial form as that on file in the office of the Director of Water Services, subject to the receipt of all required approvals, from funds in an amount not to exceed \$650,000.00, appropriated in Account No. AL-8071-808081-B-80001543, Water & Sewer CD1, for the financial obligations contained in the agreement.

Section 2. That upon completion of this contract, the Director of Finance is hereby authorized to return the unexpended portion of this appropriation to the Unappropriated Fund Balance from which it was derived.

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Section 3. That this ordinance is recognized as an emergency measure within the provisions of Section 503 of the City Charter in that it relates to a public improvement, and shall take effect in accordance with that section.

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I hereby certify that there is a balance, otherwise unencumbered, to the credit of the appropriation to which the foregoing 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.

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Randall J. Landes  
Director of Finance

Approved as to form and legality:

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Mark P. Jones  
Assistant City Attorney