

ORDINANCE NO. 190015

Authorizing an amendment to the legal services agreement with Hardwick Law Firm, LLC for the provision of legal services related to the proposed terminal modernization project increasing the maximum payment cap by \$10,000.00; authorizing the City Attorney to expend this sum for this purpose; and recognizing this ordinance as having an accelerated effective date pursuant to Section 503(a)(3)(C) of the Charter.

WHEREAS, because of the aging of the current terminal and appurtenant facilities at Kansas City International Airport (“KCI”), and the importance of improving the functionality of KCI for the airlines, airline passengers and general public who use KCI, the Council recognized that there is a need to plan for the modernization of the existing terminals and their appurtenant facilities by demolishing the existing terminals and replacing them with a single terminal that will better serve airline passengers, the airlines and the general public; and

WHEREAS, at the November 7, 2017 special election, a majority of the voters authorized the City “to construct a new passenger terminal at Kansas City International Airport and demolish existing terminals as necessary” by voting in favor of Question No. 1; and

WHEREAS, the City Attorney entered into a legal services contract with the Hardwick Law Firm, LLC on or about January 17, 2018, to provide legal services related to the KCI terminal modernization project in an initial sum of \$100,000.00; and

WHEREAS, on February 15, 2018, the Council passed Ordinance No. 180029, As Amended, which authorized an additional \$350,000.00 for this legal services contract with the Hardwick Law Firm, LLC; and

WHEREAS, the Council has determined that an additional appropriation of funds is necessary to provide funding for legal services provided by Hardwick Law Firm, LLC; and

WHEREAS, Section 3-35(b)(5), Code of Ordinances, provides that if the Council finds that it is “in the best interests of the city”, the Council may waive contract solicitation and award provisions otherwise set out in Code of Ordinances; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the City Attorney is authorized to execute an amendment to the existing legal service agreement with Hardwick Law Firm, LLC for its continued provision of legal services related to the KCI proposed terminal modernization project in an additional aggregate amount not to exceed \$10,000.00 and funded from Account No. 19-8300-627270-B-62180497.

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Section 2. That the Council hereby determines that due to the aging of the current terminal and appurtenant facilities at Kansas City International Airport, the importance of improving the functionality of KCI for the airlines, airline passengers and general public who use KCI and the City's immediate need for continued specialized and experienced legal assistance in a variety of areas of law presented by the proposed terminal modernization project, the Council hereby finds that it is in the best interests of the City, within the meaning of that phrase as set out in Section 3-35(b)(5), Code of Ordinances, to waive contract solicitation and award provisions otherwise set out in the City's Code of Ordinances.

Section 3. That this ordinance, because it appropriates money, is hereby recognized as having an accelerated effective date pursuant to Section 503(a)(3)(C) of the Charter.

Section 4. That pursuant to Section 3-347(b), Code of Ordinances, the Council hereby again determines that it is in the best interests of the City to waive the requirements of Article IV, Chapter 3, Code of Ordinances as to the legal services contracts described herein and does hereby waive those requirements.

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.

Randall J. Landes
Director of Finance

Approved as to form and legality:

Galen Beaufort
Assistant City Attorney