

COMMITTEE SUBSTITUTE FOR ORDINANCE NO. 080581

Authorizing execution of a Cooperative Agreement for property transfers between the City, Kansas City Power & Light Company (“KCPL”), Ollie W. Gates and the University of Missouri for the Troost at Brush Creek project; authorizing the Director of Water Services to expend \$193,242.00 for the acquisition of property and \$26,223.00 for fill placement as part of the construction of the Troost at Brush Creek project; and authorizing the Director of Finance to return unexpended appropriations to the appropriate account.

WHEREAS, the east-west Brush Creek corridor represents a significant linkage in the City's urban framework, and significant sums of money have been expended by the City, in conjunction with the Federal government, both east and west of Troost for bridge and channel improvements, but these improvements are not connected across Troost Avenue; and

WHEREAS, to accomplish the connection of the corridor improvements across Troost Avenue, the City requires the acquisition of property along the creek in this vicinity that is presently owned by KCPL, Ollie Gates and the University of Missouri; and

WHEREAS, extensive coordination was undertaken by KCPL, Ollie Gates, the University of Missouri and the City to develop a plan that optimizes the public and private infrastructure investment in this area for maximum business, institutional and neighborhood benefit, the implementation of which requires the transfer of properties between these parties; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Water Services is hereby authorized to execute, on behalf of Kansas City, a Cooperative Agreement between the City of Kansas City, Missouri, Kansas City Power & Light Company, Ollie W. Gates and the University of Missouri for the Troost at Brush Creek project. A copy of this agreement is on file in the office of the Director of Water Services.

Section 2. That the Director of Water Services is further authorized to expend the sum of \$219,465.00 from funds previously appropriated to Account No. 09-3090-807521-E, Brush Creek Improvements, representing Kansas City's share of the cost of the agreement.

Section 3. That upon completion of the final costs 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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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.

Wanda J. Gunter
Acting Director of Finance

Approved as to form and legality:

Cecilia O'Connor Abbott
Assistant City Attorney