

# GENERAL

## Ordinance Fact Sheet

Ordinance Number

**Brief Title**

Authorizing the City Manager to execute two License Agreements with the Missouri Highway and Transportation Commission related to the Central Industrial District (CID) - Green Infrastructure Project.

**Approval Deadline**

**Reason**

To authorize execution of two License Agreements with the Missouri Highway and Transportation Commission for the use of their property related to the City's CID- Green Infrastructure Project; and recognizing this ordinance as having an accelerated effective date.

**Details**

**Positions/Recommendations**

<p><b>Reason for Legislation</b></p> <p>In 2010, the City of Kansas City, Missouri entered into a Consent Decree with the United States Environmental Protection Agency (EPA) to reduce the volume and frequency of overflows from the City's sewer system. The City's Smart Sewer Program is currently in year 8 of a 25-year implementation period.</p> <p>The proposed legislation will authorize the execution of two License Agreements to provide for the use and maintenance of property in the Central Industrial District (CID) on property owned by the Missouri Highway and Transportation Commission (MHTC).</p>	
<p><b>Discussion</b></p> <p>City Council passed Ordinance No. 160309 on April 28, 2016 authorizing a maximum expenditure of \$1,100,000.00 with HNTB for a multi-phased design approach for the Central Industrial District - Green Infrastructure project.</p> <p>The original contract, in the amount of \$172,779.00, with HNTB Corporation provided for design professional services to assess new green infrastructure technologies for their ability to capture stormwater flows prior to entering the combined sewer system and concept design for the following project areas:</p> <ul style="list-style-type: none"> <li>• Lewis and Clark Viaduct - between Wyoming Street and Mulberry Street;</li> <li>• Liberty Street Parking Lot - 1447 Liberty Street; and</li> <li>• Hickory Street - between West 14th Street and West 12th Street.</li> </ul> <p>Amendment No. 1, in the amount of \$927,221.00, was executed on December 7, 2016 to provide design services for the evaluated green infrastructure technologies.</p> <p>City Council passed Ordinance No. 180059 on February 8, 2018 authorizing Amendment No. 2, in the amount of \$847,305.00, to provide for final design, bid phase services, and construction phase services.</p> <p>This ordinance authorizes the City Manager to execute two License Agreements with the Missouri Highway and Transportation Commission. The agreements outline ownership and maintenance responsibilities between the City and the Missouri Highway and Transportation Commission (MHTC) for the proposed construction of green infrastructure at the following locations of the Lewis and Clark Viaduct (I-70):</p> <p>Over and under the right of way limits of I-70 (approximately) between highway centerline Station 20+56 and Station 34+07; and</p> <p>Over and under the right of way limits of I-670 (Lewis and Clark Viaduct) (approximately) between highway centerline Station 76+00 and Station 85+00.</p> <p>The City will design, construct, own, maintain and use the proposed green infrastructure on property owned by MHTC.</p> <p>The License Agreement shall exist indefinitely subject to the Missouri Highway and Transportation Commission's right to revoke at any time.</p> <p>The cost of the License Agreement is \$1.00, the receipt of which is</p>	

<b>Sponsor</b>	Office of the City Manager
<b>Programs, Departments, or Groups Affected</b>	Smart Sewer Program
<b>Applicants / Proponents</b>	<p><b>Applicant</b> Office of the City Manager</p> <p><b>City Department</b> Office of the City Manager</p> <p><b>Other</b></p>
<b>Opponents</b>	<p><b>Groups or Individuals</b></p> <p>None Known</p> <p><b>Basis of opposition</b></p>
<b>Staff Recommendation</b>	<p><input checked="" type="checkbox"/> For</p> <p><input type="checkbox"/> Against</p> <p><b>Reason Against</b></p>
<b>Board or Commission Recommendation</b>	<p><b>By</b></p> <p><input type="checkbox"/> For    <input type="checkbox"/> Against    <input type="checkbox"/> No action taken</p> <p><input type="checkbox"/> For, with revisions or conditions (see details column for conditions)</p>
<b>Council Committee Actions</b>	<p><input type="checkbox"/> Do pass</p> <p><input type="checkbox"/> Do pass (as amended)</p> <p><input type="checkbox"/> Committee Sub.</p> <p><input type="checkbox"/> Without Recommendation</p> <p><input type="checkbox"/> Hold</p> <p><input type="checkbox"/> Do not pass</p>

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**Details**

**Is it good for the children? Yes**

**How will this contribute to a sustainable Kansas City?**  
 This project will contribute to a sustainable Kansas City by reducing the volume and frequency of overflows through the use of green infrastructure to capture stormwater flows prior to entering the City's combined sewer system.

**Policy/Program Impact**

<b>Policy or Program Change</b>	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
<b>Operational Impact Assessment</b>	

**Finances**

<b>Cost &amp; Revenue Projections -- Including Indirect Costs</b>	
<b>Financial Impact</b>	
<b>Fund Source (s) and Appropriation Account Codes</b>	

(Use this space for further discussion, if necessary)

**Fact Sheet Prepared by:**

Leona Walton 4/13/2018  
Contracts Manager

**Reviewed by:**

Andy Shively 4/13/2018  
Special Assistant City Manager

**Reference Numbers**

Contract No. 1193