



Legislation Details (With Text)

File #: 230396 **Version:** 1 **Name:**
Type: Ordinance **Status:** Passed
File created: 3/30/2023 **In control:** Council
On agenda: 5/11/2023 **Final action:** 5/11/2023
Title: Sponsor: Director of the Public Works Department

Estimating revenue and appropriating funds in the amount of \$5,000,000.00 to the Capital Improvement Grant Fund from a Federal Surface Transportation Program (STP) Grant; estimating revenue and appropriating funds in the amount of \$8,503,140.09 to the Capital Improvement Grant Fund from Platte County, Missouri for the N.W. Waukomis Drive Complete Streets Project 89008260; estimating revenue and appropriating funds in the amount of \$447,705.12 to the Capital Improvement Grant Fund from the Platte County Road and Bridge Tax Fund; authorizing the Director of Public Works to execute Cooperative and Escrow Agreements with Platte County, Missouri; authorizing a \$12,596,318.30 contract with Radmacher Brothers Excavating Co., Inc.; and authorizing and encumbering a 15% contingency for construction and recognizing this ordinance as having an accelerated effective date.

Sponsors: Director of Public Works

Indexes:

Code sections:

Attachments: 1. 230396 Docket Memo, 2. Ordinance 230396-CUP Summary-89008260, 3. 22_0309_FundingAgmt_WaukomisDr_DRAFT dj redline 3.pdf, 4. 22_0309_Escrow Agreement_DRAFT dj redline 3.pdf, 5. Docket Memo 89008260 Waukomis-Construction, 6. TMP 2980 Approp Admin.pdf, 7. Authenticated Ordinance 230396, 8. Project Manual on File

Date	Ver.	Action By	Action	Result
5/11/2023	1	Council	Passed	Pass
5/10/2023	1	Transportation, Infrastructure and Operations Committee	Adv and Do Pass, Debate	Pass
5/4/2023	1	Council	referred	

ORDINANCE NO. 230396

Sponsor: Director of the Public Works Department

Estimating revenue and appropriating funds in the amount of \$5,000,000.00 to the Capital Improvement Grant Fund from a Federal Surface Transportation Program (STP) Grant; estimating revenue and appropriating funds in the amount of \$8,503,140.09 to the Capital Improvement Grant Fund from Platte County, Missouri for the N.W. Waukomis Drive Complete Streets Project 89008260; estimating revenue and appropriating funds in the amount of \$447,705.12 to the Capital Improvement Grant Fund from the Platte County Road and Bridge Tax Fund; authorizing the Director of Public Works to execute Cooperative and Escrow Agreements with Platte County, Missouri; authorizing a \$12,596,318.30 contract with Radmacher Brothers Excavating Co., Inc.; and authorizing and encumbering a 15% contingency for construction and recognizing this ordinance as having an accelerated effective date.

WHEREAS, on April 2, 2013, the voters of Platte County approved a county wide sales tax for 10 years for the purpose of financing transportation related projects, including, but not limited to, roads, bridges, drainage structures and sidewalk; and

WHEREAS, on July 14, 2016, City Council passed Ordinance 160514, authorizing a Cooperative Agreement with Platte County, Missouri for County construction projects on City roadways, whereby the City would fund and complete the design and right of way acquisition on joint projects and the County would pay for the construction of the improvements; and

WHEREAS, it is in the best interest of all the residents of Platte County and of the City to use apportion for the proceeds from this tax to finance the construction of certain improvements to NW Waukomis Drive from NW Englewood to N.W. 68th Street; and

WHEREAS, the proposed improvements will connect the residents east of Waukomis Drive to Line Creek Trail, Line Creek Community Center, and Line Creek Elementary School with bike lanes and sidewalks; and will reduce traffic congestion and address safety concerns in front of Line Creek Elementary; and

WHEREAS, the County secured a \$5,000,000.00 FHWA Surface Transportation Program grant STP-3451 (402) from the Missouri Highways and Transportation Commission to improve Waukomis Drive from Englewood Road to just north of N.W. 62nd Street to a two/three-lane street with on-street bicycle lanes and sidewalks; and

WHEREAS, Platte County will contribute \$7,760,000.00 to the Project to provide: construction funding to match the federal grant, construction observation, city staff costs during construction including project management and materials lab testing, construction contingency and reimbursement the City for bidding and construction phase services of Design Professional Contract with Walter P. Moore in the amount of \$112,660.00 pursuant on available contingency funds at construction completion and the City of Kansas City, Missouri oversees the project's construction; and

WHEREAS, N.W. 72nd Street and N. Green Hills (Ordinance 200731) were completed in cooperation with Platte County and funds for those projects held in escrow accounts can be transferred to the Project; and

WHEREAS, Platte County provides a portion of their Road & Bridge Tax to Cities in the County and funds are available to assist with completing the N.W. Waukomis Complete Streets reconstruction between N.W. Englewood Blvd. to just north of N.W. 62nd Street; and

WHEREAS, bids were opened on January 10, 2023 and work will include the roadway reconstruction to current urban standards and replacement of the KCI Water Transmission Main; NOW THEREFORE

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. The revenue in the following account of the Capital Improvement Grant Fund is estimated in the following amount for a Federal Surface Transportation Grant STP 3451(402):

24-3091-895112-477777-89008260	Federal STP Grant	\$5,000,000.00
--------------------------------	-------------------	----------------

Section 2. That funds are hereby appropriated from the Unappropriated Fund Balance in the Capital

Improvements Grant Fund:

24-3091-895112-B-89008260 N.W. Waukomis Dr. \$5,000,000.00

Section 3. The revenue in the following account of the Capital Improvement Grant Fund is estimated in the following amount for the contribution from Platte County, Missouri:

24-3091-895912-481900-89008260 Platte County \$7,760,000.00

Section 4. That funds are hereby appropriated from the Unappropriated Fund Balance in the Capital Improvement Grant Fund:

24-3091-895912-B-89008260 N.W. Waukomis Dr. \$7,760,000.00

Section 5. That the appropriation in the following account of the Capital Improvements Sales Tax Fund is reduced by the following amount:

24-3090-895912-B-89008230 N.W. 72nd Street \$241,489.63

Section 6. That the sum of \$241,489.63 is hereby appropriated from the Unappropriated Fund Balance of the Capital Improvements Sales Tax Fund to the following account:

24-3090-129998-X-903091 Transfer to Capital Improvement Grand Fund \$241,489.63

Section 7. The revenue in the following account of the Capital Improvement Grant Fund is estimated in the following amount from Platte County funds from the N.W. 72nd Street escrow account:

24-3091-120000-503090 Transfer from Capital Improvements Fund \$241,489.63

Section 8. The revenue in the following account of the Capital Improvement Grant Fund is estimated in the following amount from Platte County funds from the N.W. 72nd Street escrow account:

24-3091-895912-481900-89008260 Platte County \$182,685.03

Section 9. That funds are hereby appropriated from the Unappropriated Fund Balance in the Capital Improvement Grant Fund:

24-3091-895912-B-89008260 N.W. Waukomis Dr. \$424,174.66

Section 10. That the appropriation in the following account of the Capital Improvements Sales Tax Fund is reduced by the following amount:

24-3090-895912-B-89008207 N. Green Hills Rd. \$318,965.43

Section 11. That the sum of \$318,965.43 is hereby appropriated from the Unappropriated Fund Balance of the Capital Improvements Sales Tax Fund to the following account:

24-3090-129998-X-903091 Transfer from Capital Improvement Grant Fund \$318,965.43

Section 12. The revenue in the following account of the Capital Improvement Grant Fund is estimated in the following amount from Platte County funds from the N. Green Hills escrow account:

24-3091-120000-503090	Transfer from Capital Improvement Fund	\$318,965.43
-----------------------	--	--------------

Section 13. That funds are hereby appropriated from the Unappropriated Fund Balance in the Capital Improvement Grant Fund:

24-3091-895912-B-89008260	N.W. Waukomis Dr.	\$318,965.43
---------------------------	-------------------	--------------

Section 14. That revenue in the following account of the Capital Improvement Grant Fund is estimated in the following amount from the Road & Bridge Tax - Platte Co.:

24-3091-120000-480170	Platte County	\$447,705.12
-----------------------	---------------	--------------

Section 15. That the sum of \$447,705.12 is hereby appropriated from the Unappropriated Fund Balance of the Capital Improvement Grant Fund to the following account:

24-3091-895912-B-89008260	N.W. Waukomis Dr.	\$447,705.12
---------------------------	-------------------	--------------

Section 16. That the Director of Public Works is hereby authorized to execute Cooperative Agreement with Platte County for Project No. 89008260 for the N.W. Waukomis Drive Complete Streets Reconstruction from N.W. Englewood Blvd. to just north of N.W. 62nd Street from funds hereby appropriated from the following account:

24-3091-895912-B-89008260	N.W. Waukomis Dr.	\$7,760,000.00
---------------------------	-------------------	----------------

A copy of the agreement is on file in the office of the Director of Public Works.

Section 17. That the Director of Public Works is hereby authorized to execute Escrow with Platte County for Project No. 89008260 for the N.W. Waukomis Complete Streets Reconstruction from N.W. Englewood Blvd. to just north of N.W. 62nd Street. A copy of the agreement is on file in the office of the Director of Public Works

Section 18. That the Director of Public Works is hereby authorized to execute a construction contract in the amount of \$12,596,318.30 with Radmacher Brothers Excavating Co., Inc. for Project No. 89008260 for the N.W. Waukomis Complete Streets Reconstruction from N.W. Englewood Blvd. to just north of N.W. 62nd Street from funds hereby and previously appropriated from the following accounts:

24-3091-895112-B-89008260	N.W. Waukomis Dr.	\$ 5,000,000.00
24-3091-895912-B-89008260	N.W. Waukomis Dr.	<u>7,596,318.30</u>
	TOTAL:	\$12,596,318.30

A copy of the agreement is on file in the office of the Director of Public Works.

Section 19. That the Director of Public Works is designated the requisitioning authority for accounts 3091-895112 and 3091-895912.

Section 20. That the Director of Public works is authorized to encumber a 15% contingency for construction.

Section 21. That the Missouri Department of Transportation, to assure fair representation by socially and economically disadvantaged groups, established for this project twelve (12) percent representation by Disadvantaged Business Enterprises.

Section 22. That this ordinance is recognized as an ordinance with an accelerated effective date as provided by Section 503(a)(3)(B) of the City Charter and shall take effect in accordance with Section 503 of the City Charter.

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.

Tammy L. Queen
Director of Finance

Approved as to form:

Dustin E. Johnson
Assistant City Attorney