

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION authorizing the County Executive to execute a Cooperative Utility Relocation Agreement with Missouri Gas Energy for the relocation of gas lines in private easements relating to improvements on Lee's Summit Road, 40 Highway to Anderson Road, Project No. 3122, at a cost to the County not to exceed \$1,179,275.00.

RESOLUTION NO. 18169, May 13, 2013

INTRODUCED BY Bob Spence, County Legislator

WHEREAS, by Resolution No. 16911, dated May 18, 2009, the Legislature did authorize the Director of Public Works to execute a Memorandum of Understanding with the cities of Kansas City, Missouri, and Lee's Summit, Missouri, in connection with improvements to Lee's Summit Road between 40 Highway and Anderson Drive, Project No. 3122; and,

WHEREAS, by Resolution 17197, dated March 8, 2010, the Legislature did authorize an agreement for engineering design services in connection with the improvements to Lee's Summit Road; and,

WHEREAS, this Project is scheduled for construction during 2014 and 2015; and,

WHEREAS, Missouri Gas Energy (MGE) has an existing eight-inch high pressure main and an existing sixteen-inch high pressure transmission line along Lee's Summit Road in private utility easements, which are in conflict with the proposed roadway improvements; and,

WHEREAS, the estimated cost for MGE to relocate its utility lines is \$1,179,275.00; and,

WHEREAS, the Director of Public Works recommends the execution of the attached agreement with MGE for the relocation of gas lines related to the Lee's Summit Road between 40 Highway and Anderson Drive, Project No. 3122; and,

WHEREAS, the Director also recommends the use of Kansas City CURS bond funds to cover the cost of this relocation project; and,

WHEREAS, the execution of the attached agreement is in the best interest of the health, safety, and welfare of the citizens of Jackson County, now therefore,

BE IT RESOLVED by the County Legislature of Jackson County, Missouri, that the County Executive be, and hereby is, authorized to execute the attached Cooperative Utility Relocation Agreement with Missouri Gas Energy, at a cost to the County not to exceed \$1,179,275.00; and,

BE IT FURTHER RESOLVED that the Director of Finance and Purchasing be and hereby is authorized to make all payments including final payment on the contract.

Effective Date: This Resolution shall be effective immediately upon its passage by a majority of the Legislature.

APPROVED AS TO FORM:


Chief Deputy County Counselor


County Counselor

Certificate of Passage

I hereby certify that the attached resolution, Resolution No. 18169 of May 13, 2013, was duly passed on May 20, 2013 by the Jackson County Legislature. The votes thereon were as follows:

Yeas 8

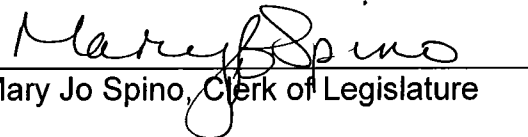
Nays 0

Abstaining 0

Absent 0

Excused 1

5/22/13
Date


Mary Jo Spino, Clerk of Legislature

There is a balance otherwise unencumbered to the credit of the appropriation to which the expenditure is chargeable and there is a cash balance otherwise unencumbered in the treasury to the credit of the fund from which payment is to be made each sufficient to provide for the obligation herein authorized.

ACCOUNT NUMBER: 015 1540 58070
ACCOUNT TITLE: Public Building Corp/CP Fund
City of Kansas City
City Projects
NOT TO EXCEED: \$1,179,275.00

May 9, 2010
Date


Director of Finance and Purchasing

REQUEST FOR LEGISLATIVE ACTION

Completed by County Counselor's Office:

Resolution No.: 18169
 Sponsor(s): Bob Spence
 Date: May 13, 2013

<p>SUBJECT</p>	<p>Action Requested <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance</p> <p>Project/Title: A Resolution approving a Utility Agreement with MGE to relocate gas facilities in private easements along Lee's Summit Road, between Anderson Dr. and U.S. 40 Hwy (Project No. 3122) and appropriating \$1,179,275 from KC CURS Bonds to pay MGE to do the work.</p>										
<p>BUDGET INFORMATION <i>To be completed By Requesting Department and Finance</i></p>	<table border="1" data-bbox="326 558 1203 905"> <tr> <td>Amount authorized by this legislation this fiscal year:</td> <td>\$1,179,275.00</td> </tr> <tr> <td>Amount previously authorized this fiscal year:</td> <td>\$0.00</td> </tr> <tr> <td>Total amount authorized after this legislative action:</td> <td>\$1,179,275.00</td> </tr> <tr> <td>Amount budgeted for this item * (including transfers):</td> <td>\$1,179,275.00</td> </tr> <tr> <td>Source of funding (name of fund) and account code number; FROM / TO</td> <td>FROM ACCT KCMO CURS Bonds, 015-1540-58070 TO ACCT</td> </tr> </table> <p>* If account includes additional funds for other expenses, total budgeted in the account is: \$5,593,798.00</p> <p>OTHER FINANCIAL INFORMATION:</p> <p><input type="checkbox"/> No budget impact (no fiscal note required) <input type="checkbox"/> Term and Supply Contract (funds approved in the annual budget); estimated value and use of contract: Department: _____ Estimated Use: \$ _____</p> <p>Prior Year Budget (if applicable): _____ Prior Year Actual Amount Spent (if applicable): _____</p>	Amount authorized by this legislation this fiscal year:	\$1,179,275.00	Amount previously authorized this fiscal year:	\$0.00	Total amount authorized after this legislative action:	\$1,179,275.00	Amount budgeted for this item * (including transfers):	\$1,179,275.00	Source of funding (name of fund) and account code number; FROM / TO	FROM ACCT KCMO CURS Bonds, 015-1540-58070 TO ACCT
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<p>PRIOR LEGISLATION</p>	<p>Prior ordinances and (date): _____</p> <p>Prior resolutions and (date): <i>Res # 16911, Res # 17197</i></p>										
<p>CONTACT INFORMATION</p>	<p>RLA drafted by: John McClermon, Project Manager 881-4532 / cell 816-401-4948</p>										
<p>REQUEST SUMMARY</p>	<p>On June 2, 1976 Jackson County entered into an Agreement with the City of Kansas City whereby Jackson County could design and construct City projects utilizing KC CURS funds. In May of 2009 the legislature approved a Memo of Understanding between the municipalities of Kansas City, Lee's Summit, and Jackson County, which outlined the role each entity would play in making improvements to Lees Summit Road. In February of 2010 Jackson County initiated design on "Lee's Summit Road, from Anderson Drive to U.S. 40 Hwy". The project is currently scheduled for construction in 2014 & 2015.</p> <p>Missouri Gas Energy (MGE) has an existing 8" high pressure main and an existing 16" high pressure transmission line along Lee's Summit Road. The gas lines are lying in private utility easements. Portions of the lines are in conflict with the proposed roadway improvements. Therefore, the County must pay MGE to move their lines. The estimated cost for relocations is \$1,179,275.00. (See Exhibit A.)</p> <p>Therefore, Public Works recommends that the County enter into a Utility Agreement with MGE for gas main relocation, and requests that the County Executive be authorized to execute said Agreement. We further request that the Director of Finance be authorized to encumber \$1,179,275.00 to be paid to MGE upon execution of the Agreement.</p>										

CLEARANCE	<input type="checkbox"/> Tax Clearance Completed (Purchasing & Department) <input type="checkbox"/> Business License Verified (Purchasing & Department) <input type="checkbox"/> Chapter 6 Compliance - Affirmative Action/Prevailing Wage (County Auditor's Office)										
ATTACHMENTS	Exhibit A; Utility Agreement, Project Budget										
REVIEW	<table border="1"> <tr> <td>Department Director:</td> <td>Date: 04/10/2013</td> </tr> <tr> <td>Larry J Schall <i>Larry J. Schall</i></td> <td></td> </tr> <tr> <td>Finance (Budget Approval): If applicable <i>Robert S Ball</i></td> <td>Date: 4-15-13</td> </tr> <tr> <td>Division Manager:</td> <td>Date: 4/15/13</td> </tr> <tr> <td>County Counselor's Office:</td> <td>Date:</td> </tr> </table>	Department Director:	Date: 04/10/2013	Larry J Schall <i>Larry J. Schall</i>		Finance (Budget Approval): If applicable <i>Robert S Ball</i>	Date: 4-15-13	Division Manager:	Date: 4/15/13	County Counselor's Office:	Date:
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County Counselor's Office:	Date:										

Fiscal Information (to be verified by Budget Office in Finance Department)

- X This expenditure was included in the annual budget.
- Funds for this were encumbered from the _____ Fund in _____.
- There is a balance otherwise unencumbered to the credit of the appropriation to which the expenditure is chargeable and there is a cash balance otherwise unencumbered in the treasury to the credit of the fund from which payment is to be made each sufficient to provide for the obligation herein authorized.
- Funds sufficient for this expenditure will be/were appropriated by Ordinance # _____
- X Funds sufficient for this appropriation are available from the source indicated below.

Account Number	Account Title	Amount Not to Exceed
015-1540-58070	KCMO CURS Bonds	\$1,179,275.00

- This award is made on a need basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases will, of necessity, be determined as each using agency places its order.
- This legislative action does not impact the County financially and does not require Finance/Budget approval.

Fiscal Note:

This expenditure was included in the Annual Budget.

PC# 15402013002

Date: March 15, 2013

RES # 18169

<u>Department / Division</u>	<u>Character/Description</u>	<u>Not to Exceed</u>
Public Bldg Corp/CP Fund - 015		
<u>1540 - City of Kansas City</u>	<u>58070 - City Projects</u>	<u>1,179,275</u>
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Public Bldg Corp/CP Fund - 015		<u>1,179,275</u>

William A. Bell 4-15-13
Budgeting

SUG FACILITIES CONFLICT SUMMARY

IMPROVEMENTS TO LEE'S SUMMIT ROAD, ANDERSON DRIVE TO U.S. 40 HIGHWAY
 COUNTY PROJECT NO. 3122; FEDERAL PROJECT NO. STP-3301 (454)

Exhibit A

16" MGE Gas Main Conflict Analysis

Conflict #	Station Begin	Station End	Conflict	Feasible to avoid conflict	Comments	Cost
1	15700		Bridle Setting	No	Box has large valve and is too close to road	\$187,925
2	16050	17150	grade cuts & inlet 92	No	not feasible due to profile grade of L.S. Rd.	\$569,000
Total Cost 16" Relocations						\$756,925

8" MGE Gas Main Conflict Analysis

Conflict #	Station Begin	Station End	Conflict	Feasible to avoid conflict	Comments	Cost
1	14100	14575	grade cuts & c146a & c146b	No	not feasible to move ditch; Not feasible to adjust culvert to avoid gas conflict	\$84,000
3	15531	15900	grade cuts	No	cannot adjust grades to miss gas pipe	\$86,800
5	16375	16875	prop cover > 10' over retaining wall	No	Not feasible to change proposed grading in this area to avoid gas conflict	\$125,000
6	Surveying				surveying and legal descriptions	\$75,000
7	QT mound				lower due to widening	\$39,550
Total Cost 8" Relocations						\$422,350

TOTAL COST OF 16" AND 8" MAIN RELOCATIONS	\$1,179,275
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