

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION authorizing the County Executive to execute Amendment No. 1 to the Interlocal Cooperative Agreement with the Cities of Kansas City, Missouri, Overland Park, Kansas, and Loch Lloyd Country Club in connection with the Kenneth Road Bridge replacement project.

RESOLUTION NO. 20348, January 13, 2020

INTRODUCED BY Jalen Anderson, County Legislator

WHEREAS, by Resolution 18600, dated September 2, 2014, the Legislature did authorize the Interlocal Cooperative Agreement with the Cities of Kansas City, Missouri, Overland Park, Kansas, and Loch Lloyd Country Club for the Kenneth Road Bridge replacement project; and,

WHEREAS, this agreement allows for the project to use up to \$3,000,000.00 from off-system bridge funds allocated to the County; and,

WHEREAS, the other parties will contribute cash to fully fund the project; and,

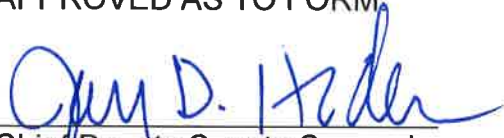
WHEREAS, the City of Kansas City has accepted bids for the construction on the bridge and is in the process of awarding the contract; and,

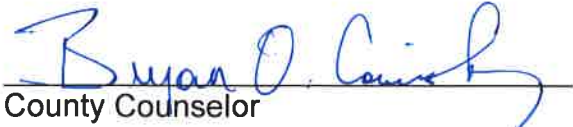
WHEREAS, the attached Amendment No. 1 to the agreement will adjust the funding to the actual costs based on the construction bid, and the obligation of the County will remain the same as in the original agreement; now therefore,

BE IT RESOLVED by the County Legislature of Jackson County, Missouri, that the County Executive be and hereby is authorized to execute the attached Amendment No. 1 to the Interlocal Cooperative Agreement with the Cities of Kansas City, Missouri, Overland Park, Kansas, and Loch Lloyd Country Club.

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. 20348 of January 13, 2020, was duly passed on January 21, 2020 by the Jackson County Legislature. The votes thereon were as follows:

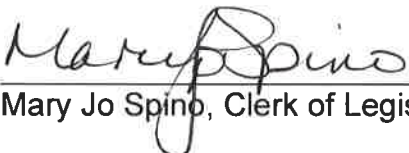
Yeas 7

Nays 0

Abstaining 0

Absent 2

1-21-2020
Date


Mary Jo Spino, Clerk of Legislature

INTERLOCAL COOPERATIVE AGREEMENT

KENNETH ROAD BRIDGE IMPROVEMENTS

AMENDMENT NO. 1

This Amendment is between KANSAS CITY, MISSOURI, a constitutionally chartered municipal corporation (“Kansas City”), JACKSON COUNTY, MO, (“Jackson County”), OVERLAND PARK, KS (“Overland Park”), and LOCH LLOYD COUNTRY CLUB, (“Loch Lloyd”), together the “Parties”.

WHEREAS, the parties have previously entered into an interlocal cooperative agreement for Kenneth Road Bridge Improvements dated October 24, 2014, hereinafter the “Agreement;” and

WHEREAS, the Agreement was entered into by the Parties for the purpose of constructing the public improvement of Kenneth Road Bridge over the Blue River; and

WHEREAS, the Parties wish to amend the Agreement to revise the cost sharing provisions for the Kenneth Road Bridge improvement.

NOW THEREFORE, the parties hereby amend the Agreement as follows:

Sec. 1. Sections Amended. The Agreement is amended as follows:

A. Delete and replace the following section(s):

a. Delete Sec. 2. Cost Sharing and replace with the following Sec. 2:

Sec. 2. Cost Sharing

A. The total cost of the Improvement which includes design, right-of-way, utility relocation, construction, inspection, construction management, and material testing is currently estimated at \$4,306,755.72.

B. The Parties agree to share the cost of the Improvement as follows:

1. Jackson County agrees to authorize the release of \$3,000,000 in Bridge Off-System (BRO) funds in the custody of Missouri Department of Transportation and allocated to eligible projects located in Jackson County.
2. Loch Lloyd agrees to contribute \$100,000.00 towards the construction of the Improvement.
3. Subject to the appropriation of funds, Kansas City agrees to pay 100% sidewalk cost up to \$128,071.18 towards the construction of the Improvement.

4. Overland Park agrees to pay 100% mill and overlay in Kansas side up to \$15,580.96 towards the construction of the Improvement.
 5. Subject to appropriation of funds, in addition to the contributions set forth in subsections 3 and 4 of this section, Kansas City and Overland Park shall share equally any actual cost of construction of the Improvement that is in excess of the contributions by Jackson County and Loch Lloyd up to \$531,551.79 individually for Kansas City and Overland Park.
 6. Each Party will be responsible for its own internal staff cost with the exception that Kansas City's construction management costs and lab testing costs are included in the total cost of the Improvement and shall be shared by the Parties as described above.
- C. Each Party's estimated share is set out in Exhibit A – Estimated Cost Sharing Sheet, attached hereto and incorporated by reference herein.
- D. Subject to appropriation of funds, if the construction of the Improvement exceeds the estimated total project cost, Kansas City and Overland Park will split the cost above 50/50.

Sec. 2. Sections not Amended. All other sections of the Agreement shall remain in full force and effect.

Sec. 3. Unless otherwise defined in this Amendment, all capitalized terms used herein shall have the meaning as set forth in the Agreement.

Sec. 4. This Amendment may be executed in one or more counterparts, each of which shall be deemed an original and all of which together shall constitute one and the same agreement.

Sec. 5. Effectiveness; Date. This amendment will become effective when all the parties have signed it. The date this amendment is signed by the last party to sign it will be deemed the date of this amendment.

Each party is signing this amendment on the date stated opposite that party's signature.

STATE OF KANSAS

By: _____

Title: _____

Date: _____

KANSAS CITY, MISSOURI

Date: _____

By:

Title: Sherri McIntyre, P.E.
Assistant City Manager and Director of Public
Works

Approved as to form:

Assistant City Attorney

OVERLAND PARK, KS

Date: _____

By:

Anthony J. Hofmann, PMP
Director of Public Works

ATTEST:

Elizabeth Kelley, City Clerk

Approved as to form:

Trevor L. Stiles
Sr. Assistant City Attorney

JACKSON COUNTY, MO

Date: _____

By:

Title: Frank White Jr., County Executive

ATTEST:

Approved as to form:

County Counselor

LOCH LLOYD NORTH LLC

By:

Date: _____

Title: Dale W. Brouk, Co-Manager

Exhibit A

Kenneth Road Bridge over Blue River

Estimated Project Costs w/Proposed Cost Sharing

	Total	Jackson County (BRO)	Loch Lloyd	Kansas City	Overland Park
Design	\$700,775.00	\$400,000	\$100,000	\$100,387.50	\$100,387.50
ROW	\$0	\$0	\$0	\$0	\$0
Construction	\$3,129,423.32	\$2,600,000	\$0	\$320,956.77	\$308,466.55
Construction Management, Inspection, and Testing	\$225,000.00	\$0	\$0	\$112,500	\$112,500
Construction Inspection (Olsson)	\$251,557.40	\$0	\$0	\$125,778.70	\$125,778.70
Total Project Cost	\$4,306,755.72	\$3,000,000	\$100,000	\$659,622.97	\$547,132.75

Assumptions:

1. Existing bailey bridge will be replaced with a 3-span prestressed concrete bridge on a new alignment as shown in in attached conceptual drawing. New bridge will be approximately 325' long and will have two 12' lanes and two 2' shoulders. New roadway will be approximately 900 ft long, and will have 12' lanes with open-channel ditches.
2. Proposed alignment does not require relocation of the pump station on the Kansas side. Add \$250,000 to the project cost if this pump station and associated water mains need to be relocated.
3. The archeological site in the project limits were not eligible for inclusion in the National Register of Historic Places according to the 2001 Supplemental Study, therefore no further Archeological Mitigation expenses are included in this cost estimate. The 2001 Archeological Study needs to be reviewed and updated.
4. Aesthetic enhancements are not included. Any aesthetic issue needs to be covered by others.
5. Kansas City's internal project management cost, estimated to be \$160,000, s not included in the total project cost.
6. Estimated construction cost includes \$284,493.03 project contingency 10%.
7. Kansas City is responsible for 100% sidewalk cost \$128,071.18 on the bridge and grade sidewalk.
8. Overland Park is responsible for 100% mill and overlay cost \$15,580.96 from Kenneth Rd intersection to begin of road reconstruction.
9. Construction to begin in 2020.

