COUNCIL BILL NO. 2018-110 ORDINANCE NO

AN ORDINANCE approving the City of Joplin to enter into an agreement with the Kansas City Southern Railway Company for the storm drainage improvements under the railroad within the railroad right of way and located 430 feet south of 12th Street and associated with Storm Water Project #12; and authorizing the City Manager or his designee to execute the same by and on behalf of the City of Joplin; and containing an emergency clause.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF JOPLIN, as follows:

Section 1. That the City enter into an agreement with the Kansas City Southern Railway Company for storm drainage improvements under the railroad within railroad right of way and located 430 feet south of 12th Street, a true and accurate copy of said agreement being attached hereto; be and the same is hereby approved.

Section 2. That the City Manager of the City of Joplin, Missouri, or his designee, is hereby authorized and directed to execute said agreement, or agreement in substantially similar form, by and on behalf of the City of Joplin.

Section 3. The City shall pay Kansas City Southern Railway a non-refundable lump sum fee of Five Thousand and no/100 Dollars ($5,000.00) at the time of execution of this agreement.

Section 4 That the City hereby declares that this Ordinance dealing with a public improvement, is an emergency within the meaning of Section 2.12 (6) of the Home Rule Charter of the City of Joplin, Missouri, and as such, this Ordinance shall become effective immediately upon its passage.

Passed by the Council of the City of Joplin, Missouri, this _____ day of

_____, 2018 by a _____ vote.

_____

ATTEST: Michael L. Seibert, Mayor

_____

Barbara J. Gollhofer, City Clerk

APPROVED AS TO FORM:

_____

Peter C. Edwards, City Attorney

I hereby certify that a sufficient amount is available in the CDBG- DR Fund to pay the amounts called for on the basis of the bids received by the City Engineer.

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Leslie Haase, Director of Finance