

ORDINANCE NO. MTI-3360

AN ORDINANCE PROVIDING FOR THE PUBLIC IMPROVEMENT OF A MAIN TRAFFICWAY – METCALF AVENUE, FROM 91ST STREET TO 99TH STREET, AND INCLUDING A PORTION OF 95TH STREET FROM GLENWOOD STREET TO FOSTER STREET, IN THE CITY OF OVERLAND PARK, JOHNSON COUNTY, KANSAS (PROJECT NO. TH-1929).

WHEREAS, K.S.A. 12-687 *et seq.* authorizes the Governing Body to improve or reimprove main trafficways; and

WHEREAS, on January 10, 1977, Metcalf Avenue and 95th Street were designated as main trafficways by Ordinance No. MT-917; and

WHEREAS, it is the intention of the Governing Body to improve Metcalf Avenue, from 91st Street to 99th Street, and including a portion of 95th Street from Glenwood Street to Foster Street, as hereinafter described; and

WHEREAS, all legal proceedings and requirements have been complied with for the public improvement of the main trafficway;

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF OVERLAND PARK, KANSAS:

Section 1. That the following main trafficway be improved or re-improved as provided by K.S.A. 12-687 *et seq.*:

Improvements to Metcalf Avenue, from 91st Street to 99th Street, and including a portion of 95th Street from Glenwood Street to Foster Street. Improvements include curb and gutters, medians, mill and overlay, storm sewer improvements, traffic signals, traffic lights, landscaping, irrigation, restoration, and burying of overhead utility lines. (City Project No. TH-1929, hereinafter the "Improvement.")

Section 2. The City's estimated and probable cost of the Improvement is Fourteen Million Two Hundred Seventy Thousand Dollars (\$14,270,000).

Section 3. The Improvement shall be financed from revenue sources authorized by K.S.A. 12-689, including but not limited to the issuance of general obligation bonds.

Section 4. The City expects to incur expenses in connection with the Improvement prior to the issuance of the general obligation bonds and temporary notes which will be used to finance the Improvement. The City reasonably expects to reimburse a portion of the expenditures in connection with the Improvement from the proceeds of the general obligation debt. This declaration is a declaration of official intent of the City under Treasury Regulations. The maximum principal amount of debt expected to be issued is Ten Million Dollars (\$10,000,000)).

SECTION 5. This Ordinance shall take effect and be in force as of the date of its passage, approval and publication as provided by law.

PASSED by the City Council this 16th day of May, 2022.

APPROVED by the Mayor this 16th day of May, 2022.

CITY OF OVERLAND PARK, KANSAS

(s) Curt Skoog
Curt Skoog, Mayor

(SEAL)

ATTEST:

(s) Elizabeth Kelley
Elizabeth Kelley, City Clerk

APPROVED AS TO FORM:

(s) Stephen B. Horner
Stephen B. Horner
Senior Assistant City Attorney