

RESOLUTION NO. 19-1046

A RESOLUTION AUTHORIZING THE INTERSTATE 35 AND 119TH STREET INTERCHANGE RECONFIGURATION PROJECT, PN 3-C-026-16, AND FURTHER REPEALING RESOLUTION NO. 18-1101.

WHEREAS, the City of Olathe, Kansas ("City") has by appropriate proceedings hereto had, designated and established certain streets in the City as main trafficways under the authority of K.S.A. 12-685 *et seq.* (the "Act"); and

WHEREAS, the City has the authority under the Act to improve main trafficways located in the City and issue its general obligation bonds to pay the costs thereof; and

WHEREAS, 119th Street in the City has been designated as a main trafficway pursuant to Section 10.10.010 of the Olathe Municipal Code and the Act; and

WHEREAS, the Governing Body of the City deems it necessary to make improvements to the interchange at Interstate 35 and 119th Street.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF OLATHE, KANSAS:

SECTION ONE: Pursuant to the Act, the Governing Body hereby authorizes the Interstate 35 and 119th Street Interchange Reconfiguration Project; PN 3-C-026-16 (the "Project"). The Project will improve the capacity of the interchange and ramps. The Project will modify the layout of the existing bridge over I-35 to accommodate a diverging diamond configuration. The Project also includes widening and other modifications to 119th Street between Renner Road and Strang Line Road. The bridge to the west of I-35 over the BNSF railroad tracks will be widened, multi-modal improvements will be made to accommodate pedestrian traffic, and all other work necessary to complete the Project.

SECTION TWO: The cost of the Project shall not exceed \$28,000,000, exclusive of issuance and interest costs for temporary financing. The funds to pay for the design phase of the Project shall come from the following sources:

| | |
|--|---------------------|
| General Obligation Bonds | \$13,000,000 |
| Kansas Department of Transportation | \$ 5,000,000 |
| BUILD Transportation Discretionary Grant | <u>\$10,000,000</u> |
| TOTAL | \$28,000,000 |

Included in the Project costs are preliminary and final design, land acquisition, utility coordination and relocation, staff time, construction, construction inspection, and such other necessary work as is needed to complete the Project.

SECTION THREE: The City intends to reimburse itself for capital expenditures made on or after the date which is 60 days before the date of this Resolution in connection with the Project, pursuant to Treasury Regulation § 1.150-2, with the proceeds of bonds and/or notes in the maximum principal amount of \$13,000,000 exclusive of issuance costs and any interest costs for temporary financing.

SECTION FOUR: Resolution No. 18-1101 is hereby repealed.

SECTION FIVE: This Resolution shall take effect immediately.

ADOPTED by the Governing Body this 18th day of June, 2019.

SIGNED by the Mayor this 18th day of June, 2019.

Mayor

ATTEST:

City Clerk

(SEAL)

APPROVED AS TO FORM:

City Attorney