

ORDINANCE NO. 1042

AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN THE CITY OF BELLEVILLE, KANSAS AND THE STATE OF KANSAS, ACTING BY AND THROUGH THE KANSAS DEPARTMENT OF TRANSPORTATION (KDOT) FOR THE PURPOSE OF OBTAINING AN ECONOMIC DEVELOPMENT PROGRAM GRANT; AND AUTHORIZING AND APPROVING CERTAIN DOCUMENTS IN CONNECTION THEREWITH.

WHEREAS, the Kansas Legislature, through K.S.A. § 68-2314c(C), provides authorization for the funding of programs to create new jobs and encourage capital investment in Kansas by helping fund transportation improvements to recruit new businesses and encourage growth of existing businesses. The KDOT Economic Development Program has been authorized by the Governor of the State of Kansas and the Kansas Secretary of Transportation under this legislation; and

WHEREAS, The City of Belleville applied for, and has been selected to participate in the Economic Development Program as further described in Agreement No. 418-21 for Project No. 79 KA 6525-01.

THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF BELLEVILLE, KANSAS:

Section 1. Authorization of Agreement. The Municipality is hereby authorized to execute Agreement No. 418-21, with an effective date of December 13, 2021, with the State of Kansas acting by and through the KDOT to participate in the Economic Development Program. The Mayor and Clerk are hereby authorized to execute the Agreement.

Section 2. Further Authority. The Mayor, Clerk and other City officials and legal counsel are hereby further authorized and directed to execute any and all documents and take such actions as they may deem necessary or advisable in order to carry out and perform the purposes of the Ordinance, and to make alterations, changes or additions in the foregoing agreements, statements, instruments and other documents herein approved, authorized and confirmed which they may approve, and the execution or taking of such action shall be conclusive evidence of such necessity or advisability.

Section 3. Governing Law. The Ordinance and the Agreement shall be governed exclusively by and construed in accordance with the applicable laws of the State of Kansas.

Section 4. Effective Date. This Ordinance shall take effect and be in full force from and after its passage by the governing body of the City and publication in the official City newspaper.

PASSED by the governing body of the City on December 13th, 2021 and signed by the Mayor.

Adam Robertson, Mayor

ATTEST:

Russell Piroutek, City Clerk

APPROVED AS TO FORM ONLY.

Andy Lohmann, City Attorney