



Board of Aldermen Request for Action

MEETING DATE: 8/4/2026

DEPARTMENT: Public Works

AGENDA ITEM: Bill No. 3125-26, authorizing the Mayor to sign a supplemental agreement with MODOT – 1st & 2nd Reading

REQUESTED BOARD ACTION

A motion to approve Bill No. 3125-26, authorizing and directing the Mayor to execute a Transportation Alternatives Program Supplemental Agreement with the Missouri Highways and Transportation Commission for construction of the Riverwalk Park Trail Phase I. 1st & 2nd reading by title only.

SUMMARY

In 2023 the City was awarded a Transportation Alternatives Program (TAP) grant in the amount of \$900,000 for the engineering and construction of a multiuse path in Riverwalk Park.

The City entered into an agreement with MODOT on May 2, 2023.

Because the Riverwalk Trail project is expected to cost less than originally estimated and the Bridge Street Roundabout project is expected to cost more, the City requested in February 2026 that the Total Transportation Policy Committee (TTPC) of the Mid-America Regional Council (MARC) reallocate \$400,000 of the original \$900,000 Riverwalk Trail grant award to the Bridge Street Roundabout project. This reduces the Riverwalk Trail grant amount to \$500,000 and increases the Bridge Street Roundabout federal funding by \$400,000, for a new total federal participation amount of \$1,296,000. The TTPC recommended approval of the reallocation and the increased federal funding for the Bridge Street Roundabout project.

PREVIOUS ACTION

The Board approved Ordinance 3186-23 on April 18, 2023 for the agreement with Missouri Highways and Transportation Commission for the TAP Grant for the Improvement to Riverwalk Park. This project is included in the 2026-2030 Capital Improvement Plan.

POLICY ISSUE

Pedestrian accessibility and safety. Transportation safety.

FINANCIAL CONSIDERATIONS

This agreement sets up the funding authority with MODOT for 80% of construction related costs.

ATTACHMENTS

- ☒ Ordinance
- ☐ Resolution
- ☐ Staff Report
- ☐ Other:

- ☒ Supplemental Contract
- ☐ Plans
- ☐ Minutes

**AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE
A TRANSPORTATION ALTERNATIVES FUNDS PROGRAM SUPPLEMENTAL
AGREEMENT WITH THE MISSOURI HIGHWAYS AND TRANSPORTATION
COMMISSION FOR CONSTRUCTION OF RIVERWALK PARK TRAIL PHASE I**

WHEREAS, the City received funding from the Transportation Alternatives Funds Program for the construction of the Riverwalk Park Trail Phase I; and

WHEREAS, the Missouri Highways and Transportation Commission (hereinafter, "Commission") and the City of Smithville (hereinafter, "City") desire to enter into an agreement, the purpose of the Agreement is to grant the use of such transportation enhancement funds to the City.

**NOW THEREFORE BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE
CITY OF SMITHVILLE, MISSOURI AS FOLLOWS:**

Section 1. That the agreement with the Missouri Highways and Transportation Commission Municipal Agreement for construction of Riverwalk Park Trail Phase I, in substantially the form as **Exhibit A** attached hereto and incorporated into this ordinance as if fully set forth herein, is hereby approved and the Mayor is authorized to execute the same on behalf of the City.

Section 2. This ordinance shall take effect and be in full force from and after its passage according to law.

PASSED THIS 4th DAY OF AUGUST, 2026

Damien Boley, Mayor

ATTEST:

Linda Drummond, City Clerk

First Reading: 08/04/2026

Second Reading: 08/04/2026

CCO FORM: FS31

Approved: 11/15 (MWH)

Revised: 06/26 (MWH)

Modified: 07/26 (MWH)

Clay County

City of Smithville

Project TAP 3302(449)

CFDA Number: 20.205

CFDA Title: Highway Planning and Construction

Award name/number: TAP – 3302(449)

Award Year: 2026

Federal Agency: Federal Highway Administration, Department of Transportation

**MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION
TRANSPORTATION ALTERNATIVES PROGRAM
SUPPLEMENTAL AGREEMENT # 1**

THIS #1 SUPPLEMENTAL AGREEMENT is entered into by the Missouri Highways and Transportation Commission (hereinafter, "Commission") and the City of Smithville (hereinafter, "City").

WITNESSETH:

WHEREAS, on May 2, 2023, the Commission and the City previously executed a Transportation Alternatives Program Agreement as to public improvements designated as TAP 3302(449), for the construction of Riverwalk Park Trail Phase 1 (hereinafter, "Original Agreement"); and

WHEREAS, the Commission and the City now desire to revise the Original Agreement.

NOW, THEREFORE, in consideration of the mutual covenants, promises, and representations contained herein, the parties agree as follows:

(1) REVISION: Paragraph (16) REIMBURSEMENT of the Original Agreement is removed and replaced with the following:

(16) REIMBURSEMENT: The cost of the contemplated improvements will be borne by the United States Government and by the City as follows:

(A) Any federal funds for project activities shall only be available for reimbursement of eligible costs which have been incurred by City. Any costs incurred by City prior to authorization from FHWA and notification to proceed from the Commission are not reimbursable costs. The federal share for this project will be 80% (eighty percent) not to exceed \$500,000.00 (five hundred thousand dollars). The calculated federal share for seeking federal reimbursement of participating costs for the herein improvements will be determined by dividing the total federal funds applied to the project by the total participating costs. Any costs for the herein improvements which

exceed any federal reimbursement or are not eligible for federal reimbursement shall be the sole responsibility of City. The Commission shall not be responsible for any costs associated with the herein improvement unless specifically identified in this Agreement or subsequent written amendments.

(2) ORIGINAL AGREEMENT: Except as otherwise modified, amended, or supplemented by this Supplemental Agreement, the Original Agreement between the parties shall remain in full force and effect and shall extend and apply to this Supplemental Agreement as if fully written in this Supplemental Agreement.

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IN WITNESS WHEREOF, the parties have entered into this Agreement on the date last written below.

Executed by the City this August 4, 2026 (date).

Executed by the Commission this _____ (date).

MISSOURI HIGHWAYS AND
TRANSPORTATION COMMISSION

CITY OF SMITHVILLE

By _____

Title: _____

Title: Damie Boley, Mayor

ATTEST:

ATTEST:

Secretary to the Commission

By _____

Title: Linda Drummond, City Clerk

Approved as to Form:

Approved as to Form:

Commission Counsel

Title: Padraic Corcoran, City Attorney

Ordinance No.: _____