

BILL NO. _____

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE REIMBURSEMENT OF CITY EXPENDITURES
IN THE AMOUNT OF \$285,000 FROM THE NEIGHBORHOOD IMPROVEMENT
DISTRICT BONDS SERIES 2020 SEWER SYSTEM IMPROVEMENTS ACCOUNT.**

WHEREAS, the City of Moberly established the Downtown Moberly Public Facilities Neighborhood Improvement District (the “District”) pursuant to Ordinance No. 9310; and

WHEREAS, the City previously issued limited general obligation bonds to finance certain public improvements within the District pursuant to City Ordinance No. 9617 (the “NID Bonds”), which funds were deposited into a Project Fund containing accounts for both sewer system improvements and streetscape improvements; and

WHEREAS, the City has completed a project known as the Downtown CSO Storage Facility to improve the City’s public storm sewer facilities in an area within the District that were designed to reduce flooding (the “Project”); and

WHEREAS, the City has used City utilities operations and maintenance funds to pay for a portion of the costs of the Project in the amount of \$285,000 for necessary parking lot restoration, and this expenditure is eligible for reimbursement from the proceeds of the NID Bonds; and

WHEREAS, the Sewer System Improvements Account within the Project Fund contains a balance in excess of the amount of this planned reimbursement; and

WHEREAS, the bond requirements set forth in Ordinance No. 9617 require that certain engineering certifications be made to confirm eligibility for payment of such costs from the proceeds of the NID Bonds before funds may be disbursed, and such certifications have been made by the project engineer and the City’s Public Utilities Director and are attached as **Exhibit 1** hereto.

NOW, THEREFORE, the Moberly, Missouri, City Council hereby authorizes the City Manager to disburse funds in the amount of \$285,000 from the Sewer System Improvements Account within the Project Fund to reimburse the City for the City utilities operations and maintenance funds that have been used for payment of Project-related costs.

RESOLVED this _____ day of _____, 2024, by the Council of the City of Moberly, Missouri.

Presiding Officer at Meeting

ATTEST:

Shannon Hance, MRCC, City Clerk

Exhibit 1

MEMORANDUM

TO: Michael Bugalski, City Manager
FROM: Shawn Middendorf, Public Utilities Director
RE: Certification of Costs Eligible for Reimbursement from NID Bonds
DATE: September 23, 2024

I am familiar with the recent project performed by the City of Moberly known as the Downtown CSO Storage Facility project (the “Project”) and the certification of Project costs by the Project Engineer, Tobin Lichti, dated September 4, 2024. Part of the Project costs included the amount of \$285,000 for necessary parking lot restoration associated with the public sewer improvements constructed in the Project. I have also reviewed City Ordinance No. 9617 pertaining to bonds issued for the financing of certain public improvements within the Downtown Moberly Public Facilities Neighborhood Improvement District.

Ordinance No. 9617, specifically in Section 504, specifies that bond proceeds deposited into the Sewer System Improvements Account within the Project Fund (the “Account”) may be used to pay costs of sewer system improvements within the District. I hereby certify that disbursement from the Account to reimburse the City in the amount of \$285,000 of the costs of the Project will be in accordance with and for the purpose identified in Ordinance No. 9617.

Shawn Middendorf,
Public Utilities Director

NID Documentation

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|----------------------|--------------------------------|--|
| Date: | September 4, 2024 | 1001 Highlands Plaza Drive W |
| Project name: | Downtown CSO Storage Facility | Suite 400 |
| Project no: | C5X55934 | St. Louis, MO 63110 |
| Attention: | Michael Bugalski, City Manager | United States |
| Company: | City of Moberly | T +1.314.335.4000 |
| Prepared by: | Tobin Lichti | F +1.314.335.5104 |
| | | www.jacobs.com |

The purpose of this memo is to document the use of NID bond proceeds to pay for a portion of the Downtown CSO Storage Facility.

Project Summary:

The CSO Storage Facility includes the design of an underground CSO storage facility containing 250,500 gallons of storage, and a gravity sewer connecting the facility to the Reed Street Trunk Sewer. The storage facility is designed to help reduce the frequency of basement backups and surface flooding in the Downtown Moberly area. When the flow in the Reed Street sewer exceeds the sewer capacity, excess flow will back up into the storage facility where it is stored until there is sufficient capacity to return the flow by gravity to the Reed Street Sewer. The storage facility consists of 60-inch HDPE pipe located underneath in a parking lot at the northwest intersection of N. Williams Street and W. Rollins Street. The project includes re-surfacing the parking lot and replacing the lighting with new LED lights.

Project Costs:

Design, Bid, and Construction Phase Engineering: \$145,440

Total Construction Costs: \$1,650,277.38

Parking Lot Repaving Costs: \$285,000 (2,660 SY)