

BILL NO. 2018-3152

ORDINANCE NO. 2018-3152

**A ORDINANCE OF THE CITY OF AURORA, MISSOURI AUTHORIZING THE CITY
MANAGER TO EXECUTE A MISSOURI HIGHWAYS AND TRANSPORTATION
COMMISSION AGREEMENT FOR CROSSING CLOSURE/OR ROADWAY
IMPROVEMENTS (Crossing No. 435 108M) (Morgan Crossing)**

WHEREAS, this supplemental agreement is entered into by the Missouri Highways and Transportation Commission (hereinafter, "Commission"), the Missouri & Northern Arkansas Company (hereinafter, "Railroad"), and the City of Aurora, Missouri (Hereinafter "Agency"); and

WHEREAS,

(A) In coordination with the Agency's and Commission's initial closure work described herein, the Railroad shall remove the existing crossing surface and approach and approach pavement 10 feet out from the nearest rail on both sides of the crossing. The Railroad shall remove the signal mast and flashing lights in the northwest quadrant; signal mast, flashing lights and gate in the southeast quadrant and related signal bungalow in the southwest quadrant at the grade crossing; provided that the installation of permanent barricades described in Subsection (2)(B) have been fully completed (Or temporary barricades providing substantially similar functionality are in place prior to the completion of the work described in Subsection (2)(B).

(B) The Agency shall vacate/surplus the Agency's property rights in and to the Railroad right-of-way and remove the existing advance warning signs along each approach to the grade crossing. The Commission shall be responsible for the installation of permanent barricades consisting of Type A or D guardrail with Type IV object makers across both roadway approaches to the grade crossing at the boundary of the Railroad's right-or-way (not on the Railroad's property) on the south side of the crossing; and

**NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
AURORA, MISSOURI:**

Section 1. The City Manager is hereby authorized, on behalf of the city, to execute the Missouri Highways and Transportation Commission Supplemental Agreement for Highway/Rail Crossing Improvements. Said agreement shall be kept as a permanent part of this ordinance.

**PASSED AN APPROVED BY THE CITY COUNCIL OF THE CITY OF AURORA,
MISSOURI THIS 8th DAY OF MAY 2018.**

APPROVED:

Dawn Oplinger, Mayor

ATTEST:

Kathie Needham, City Clerk