

BILL NO. 17-247

AN ORDINANCE APPROVING CHANGE ORDER #3 TO THE CONTRACT WITH PCI ROADS, L.L.C. FOR THE BRIDGE MAINTENANCE FY17 PROJECT, AN INCREASE OF \$11,039.97 FOR A REVISED CONTRACT PRICE OF \$525,713.82, AND CONTAINING AN EMERGENCY CLAUSE.

WHEREAS, the City of Lee's Summit, Missouri ("City") has previously entered into a contract with PCi Roads, L.L.C. ("PCi") for the Bridge Maintenance FY17 Project (the "Project") being undertaken by the City's Public Works Department; and,

WHEREAS, an additional change order to the contract with PCi is necessary; and,

WHEREAS, this Change Order No. 3 authorizes unused material to be shipped back to the place of origin; and,

WHEREAS, this Change Order No. 3 authorizes the restocking and shipment fees associated with returning the unused material; and,

WHEREAS, City Council approval is required because the value of Change Orders 1 and 2 exceeds 5% of the awarded base contract amount.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LEE'S SUMMIT, MISSOURI, as follows:

SECTION 1. That the Change Order No. 3 to the contract between the City of Lee's Summit, Missouri and PCi Roads, L.L.C.. (City of Lee's Summit Contract No. 40632472) for the Bridge Maintenance FY17 Project, for an increase in price of \$11,039.97 for a revised contract price of \$525,713.82, a true and accurate copy attached hereto as Exhibit "A" and incorporated by reference as if fully set forth herein, be and the same is hereby approved.

SECTION 2. That the City Council hereby finds and declares that this ordinance constitutes an emergency because it involves matters relating to the immediate preservation of the public health, safety, property, and welfare as those terms are used in Section 3.13(f), *Emergency Ordinances*, of the City's Charter, and may be passed on the same date as its introduction. Specifically this Ordinance authorizes the payment of work performed in accordance with the Missouri Prompt Payment Law.

SECTION 3. That the City Manager is hereby authorized to execute the same by and on behalf of the City of Lee's Summit, Missouri.

SECTION 4. That this Ordinance shall be in full force and effect from and after the date of its passage and adoption, and approval by the Mayor.

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PASSED by the City Council of the City of Lee's Summit, Missouri, this _____ day of _____, 2017.

Mayor *Randall L. Rhoads*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this _____ day of _____, 2017.

Mayor *Randall L. Rhoads*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

Nancy K. Yendes, Chief Council for Infrastructure and Planning