

BILL NO. 21-165

AN ORDINANCE APPROVING MODIFICATION NO. 4 TO AN AGREEMENT FOR PROFESSIONAL ENGINEERING SERVICES FOR STORMWATER IMPROVEMENTS – PHASE 2 (RFQ NO. 543-32272), BETWEEN THE CITY OF LEE’S SUMMIT, MISSOURI, AND LAMP RYNEARSON, FOR AN INCREASE OF \$39,700 FOR THE AMENDED BASIC SERVICES, WITH AN AMENDED NOT TO EXCEED AMOUNT OF \$355,400, AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR THE SAME.

WHEREAS, pursuant to Ordinance No. 8667, the City and Lamp Rynearson (hereinafter “Engineer”) entered into an Agreement for Professional Engineering Services for Four Stormwater Improvement Projects – SW Blazing Star Drive, SW 34th Street, NE Delta School Road, SW Pinnell Drive (RFQ No. 543-32272) dated July 16, 2019 (hereinafter “Base Agreement”); and,

WHEREAS, pursuant to Ordinance No. 8801, the City and Engineer modified the Base Agreement per Modification No. 1 dated January 7, 2020, to extend the design efforts at the SW 34th Street location; and,

WHEREAS, pursuant to Ordinance No. 8926, the City and Engineer further modified the Base Agreement, as amended, per Modification No. 2 dated August 26, 2020, to extend the design efforts at the NE Delta School Road location; and,

WHEREAS, pursuant to Ordinance No. 9030, the City and Engineer further modified the Base Agreement, as amended, per Modification No. 3 dated December 28, 2020, to provide stormwater design for four additional project sites to be known as “Stormwater Improvements – Phase 2” – NW Ponderosa Street, NE Country Lane, NE Pierce Place, and NE Arlington Circle; and,

WHEREAS, Engineer has submitted a proposal with estimated costs to extend the design and survey efforts at the NE Arlington Circle project site, from NE Short Street to the concrete channel south of NE Ash Street; and,

WHEREAS, the City desires to modify the Base Agreement, as amended, with Engineer to provide said engineering services (hereinafter “Modification No. 4”).

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

SECTION 1. The City Council of the City of Lee’s Summit, Missouri, hereby approves Modification No. 4 for an increase of \$39,700 for the amended Basic Services with an amended not to exceed amount of \$355,400, substantially similar to said modification agreement attached hereto as “Exhibit 1”.

SECTION 2. The City Council of the City of Lee’s Summit, Missouri, hereby authorizes the City Manager, or designee, to execute the same on behalf of the City of Lee’s Summit, Missouri.

SECTION 3. The City Manager, or designee, is further authorized to take such further action and execute such documents as may be necessary or desirable to carry out and comply with the intent of this Ordinance.

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

SECTION 5. Should any section, sentence, or clause of this Ordinance be declared invalid or unconstitutional, such declaration shall not affect the validity of the remaining sections, sentences, or clauses.

PASSED by the City Council of the City of Lee's Summit, Missouri, this ____ day of _____, 2021.

ATTEST:

Mayor *William A. Baird*

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this ____ day of _____, 2021.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

Scott Ison, Chief Counsel of Infrastructure & Recreation