

## **BILL NO. 21-166**

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AN ORDINANCE APPROVING MODIFICATION NO. 3 TO AN AGREEMENT FOR PROFESSIONAL ENGINEERING SERVICES FOR STORMWATER – SE HACKAMORE DRIVE & SE SECRETARIAT DRIVE (RFQ NO. 543-32272B), BETWEEN THE CITY OF LEE’S SUMMIT, MISSOURI, AND INTUITION & LOGIC, INC., FOR AN INCREASE OF \$58,714.50 FOR THE AMENDED SERVICES, WITH AN AMENDED NOT TO EXCEED AMOUNT OF \$383,048.80, AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR THE SAME.

WHEREAS, pursuant to Ordinance No. 8666, the City and Intuition & Logic, Inc. (hereinafter “Engineer”) entered into an Agreement for Professional Engineering Services for Stormwater – SE Hackamore Drive & SE Secretariat Drive (RFQ No. 543-32272B) dated July 16, 2019 (hereinafter “Base Agreement”); and

WHEREAS, pursuant to Ordinance No. 8954, the City and Engineer modified the Base Agreement per Modification No. 1 dated September 29, 2020, to evaluate possible alternatives to address structural flooding along SE Hackamore Drive and SE Secretariat Drive; and

WHEREAS, pursuant to Ordinance No. 9135, the City and Engineer further modified the Base Agreement, as amended, per Modification No. 2 dated April 22, 2021, to provide design and construction services for flood proofing 4409 SE Secretariat Drive and upgrade the enclosed storm system near the 200 block of SE Hackamore Drive; and

WHEREAS, Engineer has submitted a proposal with estimated costs to provide expanded floodway mapping and CLOMR preparation for the project and surrounding area; and

WHEREAS, the City desires to further modify the Base Agreement, as amended, with Engineer to provide said engineering services (hereinafter “Modification No. 3”).

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. 3 for an increase of \$58,714.50 for the amended services, with an amended not to exceed amount of \$383,048.80, 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.

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.

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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.

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Mayor *William A. Baird*

ATTEST:

\_\_\_\_\_  
City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

\_\_\_\_\_  
*Scott Ison*  
Chief Counsel of Infrastructure & Recreation