

## **BILL NO. 21-149**

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AN ORDINANCE AWARDING THE BID FOR PROJECT NO. 324-21/22 (CURB) FOR THE CURB REPAIR 21/22 PROGRAM TO PHOENIX CONCRETE & UNDERGROUND, LLC IN THE AMOUNT OF \$1,811,323.88, AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR THE SAME.

WHEREAS, the annual Curb Repair Program replaces damaged and deteriorated curb on some of the streets scheduled for overlay the following fiscal year and updates sidewalk approaches to current specifications as required by the Federal Americans with Disabilities Act; and,

WHEREAS, the Curb Repair 21/22 Program will replace 60,700 lineal feet (11.5 miles) and renovate 108 sidewalk ramps (hereinafter "Project No. 324-21/22 (Curb)"); and,

WHEREAS, Project No. 324-21/22 (Curb) is funded from the Transportation Sales Tax Fund and subsidized by the 2017 CIP Sales Tax Renewal; and,

WHEREAS, Public Works Engineering issued an advertisement for bids for the construction of Project No. 324-21/22 (Curb) on June 7, 2021, in accordance with local policies and state statutes; and,

WHEREAS, Phoenix Concrete & Underground, LLC (hereinafter "Contractor") was determined to be the lowest and most responsible bidder by City staff; and,

WHEREAS, the City desires to enter into an agreement with the Contractor to construct Project No. 324-21/22 (Curb).

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

SECTION 1. That the City Council of the City of Lee's Summit, Missouri, hereby awards the bid for Project No. 324-21/22 (Curb) to the Contractor in the amount of \$1,811,323.88.

SECTION 2. That the agreement between the City of Lee's Summit, Missouri, and the Contractor, attached hereto as "Exhibit A" and incorporated by reference, is hereby approved and the City Manager is hereby authorized to execute the same on behalf of the City of Lee's Summit, Missouri.

SECTION 3. 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 4. 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.

ATTEST:

\_\_\_\_\_  
Mayor *William A. Baird*

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

APPROVED AS TO FORM:

\_\_\_\_\_  
Chief Counsel of Management & Operations  
*Daniel White*