

BILL NO. 22-101

AN ORDINANCE AWARDING THE BID FOR PROJECT NO. 790-OV FOR THE MILL & OVERLAY FY23 PROGRAM TO SUPERIOR BOWEN ASPHALT COMPANY, L.L.C. IN THE AMOUNT OF \$3,745,041.01, AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR THE SAME.

WHEREAS, the Mill & Overlay Program is a key element in the City's yearly Pavement Management Programs. Timely undertaking of it is necessary to extend the life of existing pavement; and,

WHEREAS, approximately 31 lane miles will be restored under the Mill & Overlay FY23 Program ("Project No. 790-OV"); and,

WHEREAS, Project No. 790-OV is funded by the Transportation Sales Tax Fund; and,

WHEREAS, Public Works Engineering issued an advertisement for bids for the construction of Project No. 790-OV on April 6, 2022, guided by local policies and state statutes; and,

WHEREAS, Superior Bowen Asphalt Company, L.L.C. ("Contractor") was determined to be the lowest and best bidder by City staff; and,

WHEREAS, the City desires to enter into an agreement with the Contractor to perform the services for Project No. 790-OV.

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 awards the bid for Project No. 790-OV to the Contractor in the amount of \$3,745,041.01.

SECTION 2. 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, or designee, is hereby authorized to execute an agreement substantially similar to 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 _____, 2022.

ATTEST:

Mayor *William A. Baird*

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this ____ day of _____, 2022.

ATTEST:

Mayor *William A. Baird*

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney *Brian W. Head*