

## **BILL NO. 23-181**

---

AN ORDINANCE AWARDING THE BID FOR PROJECT NO. 576322-6C FOR THE STORMWATER IMPROVEMENTS: PHASE 2 TO LEGACY UNDERGROUND CONSTRUCTION, INC. IN THE AMOUNT OF \$1,167,971.10, AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR THE SAME.

WHEREAS, City staff identified locations in the City where structural flooding occurs, including NW Ponderosa Street, NE Arlington Circle, and NE Country Lane; and,

WHEREAS, the stormwater improvements at NW Ponderosa Street, NE Arlington Circle, and NE Country Lane, as designed by Lamp Rynearson, Inc. pursuant to Ordinance No. 8926, includes the installation of approximately 1300 feet of storm sewer pipe and 19 storm sewer structures (hereinafter "Project No. 576322-6C"); and,

WHEREAS, Project No. 576322-5C is funded from the CIP Sales Tax Fund that was approved by voters in April 2017 and became effective April 1, 2018; and,

WHEREAS, Public Works Engineering issued an advertisement for bids for the construction of Project No. 576322-6C on August 22, 2023, in accordance with local policies and state statutes; and,

WHEREAS, Legacy Underground Construction, Inc. (hereinafter "Contractor") was determined to be the lowest and best bidder by City staff; and,

WHEREAS, the City and Contractor desire to enter into an agreement to construct Project No. 576322-6C.

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. 576322-6C to the Contractor in the amount of \$1,167,971.10.

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 is hereby authorized to execute the same or substantially similar 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.

**BILL NO. 23-181**

---

PASSED by the City Council of the City of Lee's Summit, Missouri, this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

ATTEST:

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

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

APPROVED by the Mayor of said city this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

ATTEST:

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

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

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney *Brian W. Head*