

BILL NO. 22-165

AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI, AND MCCOWN GORDON CONSTRUCTION COMPANY TO SET A GUARANTEED MAXIMUM PRICE FOR THE RECONSTRUCTION OF FIRE STATION 4 AND FIRE STATION 5 IN THE AMOUNT OF \$16,796,594.00.

WHEREAS, in August 2019, voters approved the issuance of general obligation bonds for a number of public safety initiatives, including the acquisition of property, design, and construction of a new Fire Station No. 4 and Fire Station No. 5 to replace the existing, outdated stations; and,

WHEREAS, in March 2021 the City Council, via Ordinance No. 9094, authorized the City to enter into an agreement with GLMV Architecture, Inc. to design the two new fire stations; and,

WHEREAS, the City also issued RFQ No. 2021-047 to identify qualified companies which could construction the projects as a Construction Manager at Risk; and,

WHEREAS, after a review of the proposals in response to RFQ No. 2021-047, the City entered into a preconstruction services agreement with McCown Gordon Construction Company ("Agreement") for the amount of \$20,000.00 for certain preconstruction services and to establish a guaranteed maximum price ("GMP") to construct both fire stations; and,

WHEREAS, McCown Gordon Construction Company has completed the preconstruction services and provided the City with a GMP of \$16,796,594.00; and,

WHEREAS, the GMP is within the budgeted amount set by City Council for said project, contingent upon approval of a budget amendment to utilize additional funds for this project; and,

WHEREAS, the Agreement needs amended to incorporate the GMP and its associated terms and conditions.

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 an amendment to an agreement between the City and McCown Gordon Construction Company for the purpose of setting a guaranteed maximum price of \$16,796,594.00 to construct fire station 4 and fire station 5, attached as Exhibit A and incorporated herein by reference, and the City Manager is authorized to execute the same, in substantially the same form as the attached, on behalf of the City.

SECTION 2. 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 3. 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*