

BILL NO. 24-089

AN ORDINANCE APPROVING CHANGE ORDER NO. 1 TO THE AGREEMENT FOR THE CONSTRUCTION OF THE WATER MAIN REPLACEMENT FY23, PROJECT NO. 721-1, BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI, AND WIEDENMANN, INC., FOR AN INCREASE OF \$856,396.00 FOR A REVISED AGREEMENT AMOUNT OF \$4,454,998.00 AND TO INCREASE THE PROJECT TIMELINE BY 90 DAYS AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME.

WHEREAS, pursuant to Ordinance No. 9878, the City and Wiedenmann, Inc., (hereinafter "Contractor") entered into an Agreement for the construction of the Water Main Replacement: FY23 Project, Project No. 721-1, (hereinafter "Base Agreement"); and,

WHEREAS, repairing water main breaks has interrupted water service, which is critical to St. Luke's East Hospital; and,

WHEREAS, There are funds remaining in the Water Main Rehabilitation Program FY23 that can be used to replace a portion of the water main supplying St. Luke's East Hospital; and,

WHEREAS, the City desires to modify the Base Agreement, as amended, to increase the agreement amount and to increase the project timeline to replace a portion of the water main supplying Saint Luke's East Hospital ("Change Order No. 1").

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

SECTION 1. Change Order No. 1 to the Base Agreement, as amended, with the Contractor, for an increase of \$856,396.00 for an amended agreement amount of \$4,454,998.00 and an increase of 90 calendar days to the overall project for an amended agreement timeline of 360 days, attached hereto as Exhibit A and incorporated by reference, is hereby approved and the City Manager, or designee, is hereby authorized to execute the same or substantially similar on behalf of the City of Lee's Summit, Missouri.

SECTION 2. 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 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 _____, 2024.

ATTEST:

Mayor *William A. Baird*

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this _____ day of _____, 2024.

ATTEST:

Mayor *William A. Baird*

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney *Brian W. Head*