

BILL NO. 24-220

AN ORDINANCE APPROVING AND AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI AND TITAN BUILT, LLC TO SET GUARANTEED MAXIMUM PRICE 3 (GMP 3) FOR THE JOINT OPERATIONS FACILITY AND POLICE/COURTS PHASE 2 RENOVATIONS PROJECT IN THE AMOUNT OF \$21,091,558.00, AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME.

WHEREAS, in April 2023, the City entered into a preconstruction services agreement (Agreement) with Titan Built, LLC for certain preconstruction services and to establish a guaranteed maximum price ("GMP") to construct the Joint Operations Facility and Phase 2 Police/Courts Renovations; and,

WHEREAS, City Council approved an amendment for GMP 1, addressing long-lead items for the Police/Courts Phase 2 Renovations Project work in September of 2024; and,

WHEREAS, City Council approved an amendment for GMP 2, addressing site, foundation, and structural work for the Joint Operations Facility Project in October of 2024.; and,

WHEREAS, for GMP 3, addressing exterior and interior construction for the Joint Operations Facility and additions and parking lot improvements for the Police/Courts Phase 2 Renovations Project, Titan Built LLC received 123 bids and will award 30 subcontracts; and,

WHEREAS, City staff supports amending the current Agreement with Titan Built for GMP 2 in the amount of \$21,091,558.00.

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 and authorizes the execution of an amendment to the Agreement between the City and Titan Built, LLC, to set guaranteed maximum price 3 (GMP 3) for the Joint Operations Facility and Police/Courts Phase 2 Renovations Project in the amount of \$21,091,558.00, 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. 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*

EXHIBIT A

AMENDMENT TO AGREEMENT

[Attached]