

## **BILL NO. 25-119**

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AN ORDINANCE APPROVING CHANGE ORDER NO. 1 TO THE AGREEMENT FOR THE CONSTRUCTION OF THE CRACK SEAL FY25 PROJECT NO. 816, BETWEEN THE CITY OF LEE'S SUMMIT & PAVEMENT MANAGEMENT, LLC FOR A DECREASE IN THE CONTRACT PRICE OF -\$5,093.55 FOR A REVISED AGREEMENT AMOUNT OF \$291,906.45 AND TO INCREASE THE PROJECT TIMELINE BY 162 CALENDAR DAYS, AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR THE SAME.

WHEREAS, Pursuant to Ordinance No. 9968, the City and Pavement Management, LLC. ("Contractor") entered into an agreement for the construction of the Crack Seal Project, Project No. 816 ("Base Agreement"); and,

WHEREAS, The City's Procurement Policy Paragraph 8.2.3 States the City Council must approve any change order resulting in an increase to the contract time exceeding the greater of 30 days or 20% of the Contract time; and,

WHEREAS, The City desires to modify the base agreement, as amended, to adjust for the reduction in final payment and additional contract days needed to accommodate for winter suspension days and adverse weather days to complete the work.

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, a decrease in the contract price of -\$5,093.55 for a revised agreement amount of \$291,906.45 and to increase the project timeline by 162 calendar days, attached hereto as Change Order No. 1 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 \_\_\_\_\_, 2025.

ATTEST:

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

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

APPROVED by the Mayor of said city this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

ATTEST:

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

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

APPROVED AS TO FORM:

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