

BILL NO. 21-258

AN ORDINANCE APPROVING MODIFICATION NO. 1 TO AN AGREEMENT FOR PROFESSIONAL ENGINEERING SERVICES FOR THE EAST FORK OF LITTLE BLUE RIVER WATERSHED STORMWATER IMPROVEMENT PROJECT (SOLE SOURCE) BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI, AND ALLGEIER, MARTIN & ASSOCIATES, INC., FOR AN INCREASE OF \$466,000 FOR THE AMENDED BASIC AND OPTIONAL SERVICES, WITH AN AMENDED NOT TO EXCEED AMOUNT OF \$624,000, AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME.

WHEREAS, pursuant to Ordinance No. 9077, the City and Allgeier, Martin & Associates, Inc. ("Engineer") entered into an Agreement for Professional Engineering Services for the East Fork of Little Blue River Watershed Stormwater Project (Sole Source) dated February 23, 2021 ("Base Agreement"); and,

WHEREAS, the first phase under the Base Agreement called for the Engineer to develop a preliminary report suggesting alternatives to address stormwater flooding issues of nine property owners within the East Fork of Little Blue River Watershed; and,

WHEREAS, following the Engineer's completion of this preliminary report, the City desires for the Engineer to proceed with the project design as described herein ("Services"); and,

WHEREAS, Engineer has submitted a proposal with estimated costs to provide the Services; and,

WHEREAS, the City desires to modify the Base Agreement, as with Engineer to proceed with the Services ("Modification No. 1").

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 Modification No. 1 for an increase of \$466,000 for the amended Basic and Optional Services with an amended not to exceed amount of \$624,000, substantially similar to said modification agreement attached hereto as Exhibit 1.

SECTION 2. The City Council of the City of Lee's Summit, Missouri, hereby authorizes the City Manager, or designee, to execute the same 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.

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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.

PASSED by the City Council of the City of Lee's Summit, Missouri, this ____ day of _____, 2021.

ATTEST:

Mayor *William A. Baird*

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this ____ day of _____, 2021.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney *Brian W. Head*