

BILL NO. 22-212

AN ORDINANCE APPROVING CHANGE ORDER NO. 1 TO THE AGREEMENT FOR THE CONSTRUCTION OF THE CATHODIC PROTECTION PROGRAM: FY22 PROJECT, PROJECT NO. 57831683-22, BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI, AND DUST PIPELINE SERVICES INC. FOR AN INCREASE OF \$56,145.00 FOR A REVISED AGREEMENT AMOUNT OF \$504,214.00 AND TO INCREASE THE PROJECT TIMELINE BY 21 CALENDAR DAYS, AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR THE SAME.

WHEREAS, pursuant to Ordinance No. 9369, the City and Dust Pipeline Services, Inc., (hereinafter "Contractor") entered into an Agreement for construction of the Cathodic Protection Program: FY22 Project, Project No. 57831683-22, (hereinafter "Base Agreement").

WHEREAS the City desires to modify the Base Agreement for an increased cost and timeline associated with the deep installation of anodes. Due to the excessive depth of the existing water mains on the Project, costs incurred and time expended to install anodes for these deep water mains was significant and unanticipated prior to the Project . (hereinafter "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, with the Contractor, an increase of \$56,145.00 for a revised amount of \$504,214.00 and an increase of 21 calendar days to the overall project completion date, 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.

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*

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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*