

AN ORDINANCE approving an amendment (Change Order No. 1) to the construction agreement with Emery Sapp & Sons, Inc. in the amount of Four Hundred Twenty-Eight Thousand Two Hundred Fifty-Five and 87/100 dollars (\$428,255.87) for Surface Project 4011, and authorizing the City Manager or his designee to execute the same by and on behalf of the City of Joplin; and containing an emergency clause.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF JOPLIN, as follows:

Section 1. That the said amendment to the agreement by and between the City of Joplin and Emery Sapp & Sons, Inc. in the amount of Four Hundred Twenty-Eight Thousand Two Hundred Fifty-Five and 87/100 dollars (\$428,255.87) for Surface Project 4011, a true and accurate copy of said amendment being attached hereto; be and the same is hereby approved.

Section 2. That the City Manager of the City of Joplin, Missouri, or his designee, is hereby authorized and directed to execute said agreement amendment, or agreement in substantially similar form, by and on behalf of the City of Joplin with Emery Sapp & Sons, Inc.

Section 3. That upon the final approval and acceptance of the contractor’s work under said contract, in substantial conformance with the attached exhibits, in writing by the Director of Public Works and his certification to the effect to the Director of Finance, the contractor shall be paid from the Community Development Block Grant Disaster Recovery Grant Fund.

Section 4. That the City hereby declares that this Ordinance dealing with a public improvement, is an emergency within the meaning of Section 2.12(6) of the HOME RULE CHARTER of the City of Joplin, Missouri, and as such, this Ordinance shall become effective immediately upon its passage. Furthermore, the contractor is planning to start work on Surface Project 4011 in early March, and approval of this change order will allow for this work to be scheduled along with the base bid work, avoiding needless delays and disturbances to the neighboring residents, and is therefore an emergency.

PASSED BY THE COUNCIL OF THE CITY OF JOPLIN, MISSOURI, this _____ day of _____, 2020, by a vote of _____.

ATTEST

Gary L. Shaw, Mayor

Barbara J. Gollhofer, City Clerk

APPROVED AS TO FORM:

Peter C. Edwards, City Attorney

Council Bill 2020-114

I hereby certify that a sufficient amount is available in the CDBG-DR Fund to pay the amounts called for on the basis of the bids received by the City Engineer.

Leslie Haase, Director of Finance