COUNCIL BILL NO. 2020-159 ORDINANCE NO

AN ORDINANCE approving the City of Joplin to enter into a construction agreement with D & E Plumbing & Heating Inc., in the amount of One Million One Hundred Thirty-Nine Thousand Thirty-Two and 80/100 Dollars ($1,139,032.80) for construction of the 4th and School Storm Drainage Improvements, Phase II project; 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 construction agreement by and between the City of Joplin and D & E Plumbing & Heating Inc., in the amount of One Million One Hundred Thirty-Nine Thousand Thirty-Two and 80/100 Dollars ($1,139,032.80) for construction of the 4th and School Storm Drainage Improvements, Phase II project funded through the Parks and Stormwater Sales Tax, in the City of Joplin, Jasper County, a true and accurate copy of said agreement being attached hereto and incorporated herein, 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, or agreement in substantially similar form, by and on behalf of the City of Joplin.

Section 3. That upon the final approval and acceptance of the contractor's work under said contract, in substantial conformance with the attached agreement, 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 Parks and Stormwater Sales Tax fund.

Section 4. That the City of Joplin hereby declares that this Ordinance relating to 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 the Council hereby declares that this ordinance shall be in full force and effect from and after its passage. Specifically, this ordinance needs to be approved on an Emergency Basis in order to begin construction as soon as possible, during the dry winter months, and ahead of the spring rains.

Passed by the Council of the City of Joplin, Missouri, this _____ day of

_____, 2020 by a _____ vote.

_____

ATTEST: Gary L. Shaw, Mayor

_____

Barbara J. Gollhofer, City Clerk

APPROVED AS TO FORM:

_____

Peter C. Edwards, City Attorney

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I hereby certify that a sufficient amount is available in the Parks and Stormwater Sales Tax fund to pay the amounts called for on the basis of the bids received by the City Engineer.

_____

Leslie Haase, Director of Finance