

RESOLUTION NO. _____

A RESOLUTION APPROVING A CHANGE ORDER TO THE CONTRACT WITH STOWERS MACHINERY CORPORATION FOR THE RENTAL OF A MILLING MACHINE AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE CHANGE ORDER

WHEREAS, the city had a rental agreement with Stowers Machinery Corporation (Resolution 2023-156) for a Caterpillar PM312 Cold Planer which is a large milling machine, removes the existing asphalt wearing surface before placing the new asphalt surface with the original contract sum of \$130,500.00, for a period of seven (7) months; and

WHEREAS, during the time the city rented the equipment, there was damage to the steps and canopy arguably as a result of City's use, and Stowers has submitted an invoice in the amount of \$3,838.00 for the damage; and

WHEREAS, a change order will change the final cost of the rental to \$134,338.00, and funding is available and identified in NC2300.

Now therefore,

BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN AS FOLLOWS:

SECTION I. That a change order to the contract with Stowers Machinery Corporation for the rent for a Caterpillar PM312 Cold Planer due to damage during the time the city rented the equipment, in the amount of \$3,838.00, is approved.

SECTION II. That the city manager is authorized to execute a change order to the contract with Stowers Machinery Corporation for the rent for a Caterpillar PM312 Cold Planer due to damage during the time the city rented the equipment, in the amount of \$3,838.00.

SECTION III. That this resolution shall take effect from and after its adoption, the public welfare requiring it.

ADOPTED this the 16th day of January, 2024.

PATRICK W. SHULL, MAYOR

ATTEST:

ANGELA MARSHALL, DEPUTY CITY RECORDER

APPROVED AS TO FORM:

RODNEY B. ROWLETT, III, CITY ATTORNEY