

A RESOLUTION OF THE CITY COUNCIL APPROVING AN ALLOWANCE PROVISION FOR CHANGE ORDERS IN CONNECTION WITH CONSTRUCTION OF THE SHUYLER CREEK TRAIL

WHEREAS, the City of Republic, Missouri (“City” or “Republic”) is a municipal corporation and Charter City located in Greene County, Missouri, being duly created, organized, and existing under the laws of the State of Missouri; and

WHEREAS, on or about October 1, 2024, via Resolution 24-R-44, the City Council awarded the bid for construction of the Shuyler Creek Trail (“the Work”) to JD Wallace Contracting, LLC (“Contractor”), at a total cost not to exceed \$2,091,982.16; and

WHEREAS, in accord with the aforementioned authorization, the City subsequently executed a written agreement with the Contractor for the Work (“the Agreement”); and

WHEREAS, since the Agreement was executed, necessary field and design changes have been identified that will require execution of change orders, modifying the scope of services set forth in the Agreement; and

WHEREAS, such change orders are expected to result in a total cost that exceeds the amount previously authorized by the Council in 24-R-44, prompting the need for additional authorization from the Council as to the execution of any such change orders; and

WHEREAS, staff are requesting the Council approve of an allowance provision (“Allowance”) to the Agreement that permits the City Administrator, or their designee, to execute the necessary change orders on the Project, up to a total cost not in excess of \$419,006.56; and

WHEREAS, the Council finds it in the best interest of the City to approve of the requested allowance provision for change orders, as such approval will enable the City to timely and effectively complete the construction of the Shuyler Creek Trail extension, which is expected to provide additional pedestrian and trail connectivity within the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF REPUBLIC, MISSOURI, AS FOLLOWS:

- Section 1.** The City Administrator, or their designee, is hereby authorized to execute the change orders deemed necessary or appropriate for completion of the Project referenced hereinabove, at a total (collective) cost not to exceed \$419,006.56 without separate, additional approval from Council.
- Section 2.** The authorization stated in Section 1 above is intended to serve as a separate authorization that is not included within or to be counted against the authorization provided by the Council in Resolution 24-R-44, which, in all respects, remains valid and unaffected by this resolution.
- Section 3.** The City Administrator, or their designee, on behalf of the City, is authorized to take the necessary steps to execute this Resolution.

Section 4. The whereas clauses are specifically incorporated herein by reference.

Section 5. This Resolution shall take effect after passage as provided by law.

PASSED AND APPROVED at a regular meeting of the City Council of the City of Republic, Missouri,
this _____ day of _____, 2025.

Attest:

Eric Franklin, Mayor

Laura Burbridge, City Clerk

Approved as to Form:

A handwritten signature in blue ink, appearing to read 'M. McCullough', is written over a horizontal line.

Megan McCullough, City Attorney

Final Passage and Vote: