

A RESOLUTION OF THE CITY COUNCIL AUTHORIZING THE BUILDS DEPARTMENT TO PURCHASE EASEMENTS TO FACILITATE CONSTRUCTION OF WASTEWATER CAPITAL PROJECTS

WHEREAS, the City of Republic, Missouri, (“City” and/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 February 18, 2022, the City entered into a ‘Progressive Design-Build Agreement for Water and Wastewater Projects’ (“Master Agreement”) with Burns and McDonnell Engineering Company, Inc. (“Engineer”) for the design and (future) construction of Capital Improvement Plan (“CIP”)-3, CIP-6, and CIP-7; and

WHEREAS, on February 10, 2023, as required by the Master Agreement, the City executed the Phase 2 Contract Price Amendment for CIP-6 with Engineer, allowing the parties to move forward with construction; and

WHEREAS, in order to properly construct CIP-3, CIP-6 and CIP-7, new easements will be required; and

WHEREAS, the BUILDS Department is preparing to begin acquisition of the required easements for CIP-3, CIP-6, and CIP-7, the majority of which are located along the new CIP-6 sewer alignment; and

WHEREAS, based upon projections calculated by the BUILDS Department staff, BUILDS is requesting authorization to spend up to \$170,000, including contingency, for the acquisition of all necessary easements for construction of CIP-3, CIP-6 and CIP-7.

WHEREAS, the Council finds it is in the best interest of the City and its citizens to authorize the BUILDS Department to purchase all necessary easements for construction of the identified Capital Improvements, as it will help to ensure proper installation of the new wastewater treatment plant’s critical elements, which will ultimately benefit the citizens.

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

- Section 1.** The City Administrator, or his designee(s), on behalf of the City, is authorized to acquire easements necessary and/or related to the completion of CIP-3, CIP-6, and CIP-7, in a total amount up to \$170,000, any excess amount over which will require separate, additional approval of Council. The amount(s) to be paid by City for any one easement shall be left to the discretion of the appropriate City staff within his/her discretion subject to the requirements specified by state and local law.
- Section 2.** The City Administrator, or his designee(s), on behalf of the City, is authorized to take the necessary steps to execute this Resolution.
- Section 3.** The whereas clauses are hereby specifically incorporated herein by reference.
- Section 4.** 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 _____, 2023.

Matt Russell, Mayor

Attest:

Laura Burbridge, City Clerk

Approved as to Form:

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

Megan McCullough, City Attorney

Final Passage and Vote: