

AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE CONTRACT OB17-018 WITH VANCE BROTHERS, INC. FOR THE OSAGE BEACH PARKWAY WEST MICRO-SURFACING.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF OSAGE BEACH, MISSOURI, AS FOLLOWS, WIT:

Section 1. The Board of Aldermen hereby authorizes the Mayor to execute on behalf of the City a contract with Vance Brothers, Inc. substantially the same under the terms set forth in the form attached hereto as ("Exhibit A").

Total expenditures or liability authorized under this contract shall not exceed ~~Three Hundred Seventy-Eight Thousand Forty-Nine Dollars and Forty Cents (\$378,049.40)~~ **Four Hundred Four-Five Thousand One Hundred Fifty-Seven Dollars and Forty Cents (\$445,157.40).**

Section 2. **The City Administrator is hereby authorized to make payments under this contract in the following amounts and situations;**

- a. **If the Missouri Department of Transportation participates in this project and pays for its share of the roadway, the City administrator may make a payment to Vance brothers in the amount of *Three Hundred Seventy-Eight Thousand Forty-Nine Dollars and Forty Cents (\$378,049.40)*, or;**
- b. **If the Osage Beach Special Road District participates in this project and pays for the portion of the roadway that is the responsibility of the Missouri Department of Transportation, the City administrator may make a payment to Vance brothers in the amount of *Three Hundred Seventy-Eight Thousand Forty-Nine Dollars and Forty Cents (\$378,049.40)*, or;**
- c. **If both the Missouri Department of Transportation and the Osage Beach Special Road District refuse to participate in this project and pay for the portion of the roadway that is the responsibility of the Missouri Department of Transportation, the City administrator may make a payment to Vance brothers in the amount of *Four Hundred Four-Five Thousand One Hundred Fifty-Seven Dollars and Forty Cents (\$445,157.40)*.**

Section 3. **The City Administrator is hereby authorized to take such further actions as are necessary to carry out the intent of this Ordinance and Contract.**

Section 4. **This Ordinance shall be in full force and effect from date of passage and approval by the Mayor.**

READ FIRST TIME: January 4, 2018 READ SECOND TIME: *February 1, 2018*

I hereby certify that Ordinance No. 18.02 was duly passed on February 1, 2018, by the Board of Aldermen of the City of Osage Beach. The votes thereon were as follows:

Ayes:	4	Nays:	0
Abstain:	0	Absent:	2

This Ordinance is hereby transmitted to the Mayor for his signature.

*February 2, 2018*  
Date

*Cynthia Lambert*  
Cynthia Lambert, City Clerk

Approved as to form:

*Edward B. Rucker*  
Edward B. Rucker, City Attorney

I hereby approve Ordinance No. 18.02.

*February 2, 2018*  
Date

*John Olivari*  
John Olivari, Mayor

ATTEST:

*Cynthia Lambert*  
Cynthia Lambert, City Clerk