

RESOLUTION NO.

BILL# 335-22

A RESOLUTION AUTHORIZING THE EXECUTION OF A UNIT PRICE CONTRACT WITH HERZOG CONTRACTING CORPORATION IN A TOTAL AMOUNT NOT TO EXCEED \$4,500,000.00 FOR THE FY23 ANNUAL ASPHALT STREET RESURFACING PROGRAM.

WHEREAS, Funding in the amount of \$3,600,000.00 has been allocated in the Fiscal Year 2023 General Fund Street Enhancement Use Tax Program, and \$900,000.00 has been allocated in the Fiscal Year 2024 Capital Projects Fund 1/2 cent CIP Sales Tax.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ST. JOSEPH, MISSOURI, AS FOLLOWS:

SECTION 1. That the Unit Price Contract by and between the City of St. Joseph, Missouri, and Herzog Contracting Corporation for the FY23 Annual Asphalt Street Resurfacing Program in an amount not to exceed \$4,500,000.00 be, and hereby is, approved, and that a true and accurate copy of said contract is on file in the office of the Purchasing Agent, and is incorporated herein by reference as though fully set out herein.

SECTION 2. That the City Manager, or his designee, be, and hereby is, authorized to execute said contract with Herzog Contracting Corporation, in substantially the form as that on file in the office of the Purchasing Agent, by and on behalf of the City of St. Joseph, Missouri, and is further authorized to sign all necessary documents, amendments, and addenda thereto which may subsequently be required to effectuate the purpose and intent of said contract.

SECTION 3. That the Finance Director be, and hereby is, authorized to record said expenditure in the financial records of the City, to issue a warrant pursuant to said contract and to charge \$3,600,000.00 to the Fiscal Year 2022-2023 General Fund Streets Enhancement Use Tax Program, Account Number 2185-1740 (Streets, Curbs and Sidewalks) and \$900,000.00 to the Fiscal Year 2023-2024 Capital Projects Fund, Account Number 1150-1740 (Streets, Curbs and Sidewalks) when directed to do so by the Director of Public Works & Transportation.

SECTION 4. That the prevailing hourly rates of wages in the City of St. Joseph for each type of worker needed to execute the contract, and the general prevailing rate for legal holiday and overtime work, are stated in the contract under the heading Missouri Division of Labor Standards, Wage and Hour Section: Annual Wage Order Number 29.

Approved as to form:

City Attorney

Adopted: _____, 20____

City Clerk

Mayor