

1st Reading 6/25/2024  
2nd Reading 6/25/2024

BILL NO. 24-12

ORDINANCE NO. 5461

AN ORDINANCE APPROVING AND RATIFYING AN AMENDMENT TO THE AGREEMENT WITH GEOTECHNOLOGY LLC, TO PROVIDE FOR ADDITIONAL BORING WORK AT THE COMMUNITY CENTER PROPERTY AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE SAME ON BEHALF OF THE CITY

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WHEREAS, the City of Crestwood, Missouri (the “City”) entered into an agreement with Geotechnology LLC (“Geotechnology”) dated September 25, 2023 for initial boring work at the Community Center property (the “Agreement”); and

WHEREAS, the City has since determined that additional boring work is needed for the Community Center Project (the “Project”) to proceed; and

WHEREAS, conducting a new Request for Proposal for the additional work would take additional time and delay the Project; the City is not required to select the lowest proposal for engineering services; and the City already has a contract with Geotechnology; and

WHEREAS, the City recommends Geotechnology for the work based on their past experience, and the fact that they are already familiar with the site logistics and constraints; and

WHEREAS, time is of the essence, and due to the timing of Board of Aldermen meetings, City staff authorized Geotechnology to proceed with the work; and

WHEREAS, the Purchasing Policy provides that the Board of Aldermen in its sole and absolute discretion may waive any and all requirements set forth in the Purchasing Policy; and

WHEREAS, to the extent that any additional steps were needed in the procurement or approval of these services, City staff requests that the Board of Aldermen waive its Purchasing Policy in this instance to permit the amendment; and

WHEREAS, the Board of Aldermen deems the services provided by Geotechnology necessary and the proposal to be reasonable and authorizes any waiver of the Purchasing Policy and the execution of the Amendment to the Agreement.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF CRESTWOOD, MISSOURI, AS FOLLOWS:

SECTION 1: The Board of Aldermen hereby finds and determines the Geotechnology proposal to be the best proposal and hereby waives any requirements of its Purchasing Policy which would prevent it from proceeding with the Amendment, as being in the best interests of the City.

SECTION 2: The Amendment to Agreement with Geotechnology LLC for additional boring work at the Community Center is hereby approved and ratified.

SECTION 3: The City Administrator, or his designee, is authorized to approve and execute change orders in the event of contingencies or additional work related to the Amendment as authorized pursuant to the City Purchasing Policy.

SECTION 4: The Mayor and the City Clerk are hereby authorized and directed to execute the Amendment to the Agreement and to take such other action as may be reasonably necessary to approve the Amendment and carry out the intents and purposes of this Ordinance.

SECTION 5: This Ordinance shall be in full force and effect from and after its passage by the Board of Aldermen and its approval by the Mayor.

PASSED AND SIGNED this 25<sup>th</sup> day of June, 2024.

  
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Mayor

ATTEST:

  
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City Clerk

APPROVED this 25<sup>th</sup> day of June, 2024.

  
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Mayor