

IN THE VILLAGE OF CENTERTOWN, MISSOURI

Bill No. 0020-006

Ordinance No. 199

AN ORDINANCE AUTHORIZING THE CHAIRMAN TO ENTER INTO AN AGREEMENT WITH B & P PATTERSON, LLC FOR CONTRACTOR SERVICES FOR CENTERTOWN'S STORMWATER IMPROVEMENTS PROJECT

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF CENTERTOWN, MISSOURI, AS FOLLOWS:

Section 1. The Board of Trustees for the Village of Centertown, Missouri, hereby authorizes Adam Brown as the Chairman of the Board of Trustees for the Village of Centertown, Missouri to enter into an agreement with B & P Patterson, LLC for contractor services for Centertown's Stormwater Improvements Project. This includes the Notice to Proceed. Same material terms and in substantially the same form as the attached agreement.

Section 2. Cost for contractor services to be paid thru Cole County Grant Award of \$200,000.

Section 3. This ordinance shall be in full force and effect from and after its passage by the Board of Trustees.

FIRST READING HELD: April 14, 2020

SECOND READING HELD AND FINAL PASSAGE ON THIS 14th DAY OF APRIL, 2020 BY THE FOLLOWING VOTE:

	Aye	Nay
Adam Brown	<u> x </u>	<u> </u>
Celine Whitaker	<u> x </u>	<u> </u>
Heather Hunger	<u>absent</u>	<u> </u>
Sherry Kempf	<u> x </u>	<u> </u>
Paula Hinshaw	<u> x </u>	<u> </u>

Signature on file
Chairman, Board of Trustees

ATTEST:

Signature on file
Village Clerk

SECTION 00520

AGREEMENT

THIS AGREEMENT, made this 14th DAY OF APRIL, 2020, by and between the Village of Centertown, Missouri, hereinafter called "OWNER" and B & P Patterson, LLC, doing business as a limited liability corporation hereinafter called "CONTRACTOR".

WITNESSETH: That for and in consideration of the payments and agreements herein after mentioned:

1. The CONTRACTOR will commence and complete the construction of the
CENTERTOWN STORMWATER IMPROVEMENTS – BASE BID + ALT A + ALT B
CENTERTOWN, COLE COUNTY, MISSOURI
2. The CONTRACTOR will furnish all of the materials, supplies, tools, equipment, labor, and other services necessary for the construction and completion of the PROJECT described herein.
3. The CONTRACTOR will commence the work required by the CONTRACT DOCUMENTS within 14 calendar days after the date of the NOTICE TO PROCEED and will complete the same in 90 consecutive calendar days from the actual start date of the work unless the period for completion is extended otherwise by the CONTRACT DOCUMENTS. Regardless of when the work is begun on this contract, all work shall be completed on or before October 30, 2020.
4. The CONTRACTOR agrees to perform all of the WORK described in the CONTRACT DOCUMENTS and comply with the terms therein for the sum of \$181,281.35
5. The term "CONTRACT DOCUMENTS" consist the following:
 - A. CONTRACTOR'S BID
 - B. THIS AGREEMENT
 - C. WORK AUTHORIZATION AFFIDAVIT
 - D. PERFORMANCE BOND
 - E. PAYMENT BOND
 - F. CERTIFICATE OF OWNER'S ATTORNEY
 - G. GENERAL CONDITIONS
 - H. SUPPLEMENTAL GENERAL CONDITIONS
 - I. JOB SPECIAL PROVISIONS
 - J. DRAWINGS prepared or issued by Bartlett & West, Inc., dated January 2020.
 - K. TECHNICAL SPECIFICATIONS as listed in the Table of Contents of the Project Manual prepared or issued by Bartlett & West, Inc., dated January 2020
 - L. ADDENDA (Numbers 1 through 1)

M. The following which may be delivered or issued on or after the Effective Date of the Agreement, and are not attached hereto:

- 1) NOTICE TO PROCEED
- 2) CHANGE ORDERS

6. The OWNER will pay to the CONTRACTOR in the manner and at such times as set forth in the General Conditions such amounts as required by the CONTRACT DOCUMENTS.

7. This Agreement shall be binding upon all parties hereto and their respective heirs, executors, administrators, successors, and assigns.

IN WITNESS WHEREOF, the parties hereto have executed or caused to be executed by their duly authorized officials, this Agreement in four (4) copies each of which shall be deemed an original on the date first above written.

OWNER: Village of Centertown, Missouri

(SEAL)

By SIGNATURE ON FILE
Name Adam Brown
Title Chairman of the Board of Trustees

ATTEST:

By SIGNATURE ON FILE
Name Debra L. BAKER
Title Village Clerk

CONTRACTOR:

(CORPORATE SEAL)³

By Brian Patterson
Name BJP Patterson LLC
Title owner
Address P.O. Box 387 Linn MO 65051

FEIN 20-2122340

ATTEST:

By Jacob W. G.
Name Jacob W. G.
Title AUP

³ If corporation by State law is not required to have a seal and consequently does not have seal, type or print "NO SEAL" in place of the seal.

NOTICE TO PROCEED

Owner: Village of Centertown, Missouri
Bidder: B & P Patterson, LLC
Address: P.O. Box 307, Linn, Missouri, 65051

Engineer's PN: 19492.005

For the Construction of: CENTERTOWN STORMWATER IMPROVEMENTS –BASE BID + ALT A + ALT B
CENTERTOWN, COLE COUNTY, MISSOURI

You are notified that the Contract Times under the above Contract will begin on April 20, 2020.
On or before that date, you are to start performing your obligations under the Contract Documents.

In accordance with the Agreement dated April 14, 2020, the date to achieve Project Final Completion is
October 30, 2020.

This NOTICE TO PROCEED is being sent via email.

Owner Village of Centertown, Missouri

By SIGNATURE ON FILE
Adam Brown, Chairman of the Board of Trustees

This the 14th day of APRIL, 2020