

**REGULAR MEETING OF WASHINGTON, MISSOURI CITY COUNCIL
TUESDAY, FEBRUARY 20, 2024 - 7:00 P.M.
COUNCIL CHAMBER, 405 JEFFERSON STREET, WASHINGTON, MISSOURI**

**SUGGESTED
COUNCIL ACTION**

1. INTRODUCTORY ITEMS:

Roll Call / Pledge of Allegiance

Approval of the Minutes from the February 5, 2024, Council Meetings

Need Motion/Mayor

Memo

Approval and Adjustment of Agenda including Consent Agenda

Need Motion/Mayor

Memo

a. Change Order #1 – Aviation Project Consultant T Hanger Construction

b. Liquor License Application – JBL Developments d/b/a Smokin Oak Wood Fire Pizza and Taproom

2. PRIORITY ITEMS:

Mayor’s Presentations, Appointments & Reappointments

3. PUBLIC HEARINGS:

4. CITIZENS COMMENTS:

a. Proposition ECC

5. UNFINISHED BUSINESS:

6. REPORT OF DEPARTMENT HEADS:

7. ORDINANCES/RESOLUTIONS:

a. An ordinance authorizing and directing the City of Washington, Missouri to enter into a Sales Contract with Hansen’s Tree Service & Environmental Resources for Mulch Grinding Services.

Read & Int/Read/Vote/Mayor

Memo

b. An ordinance authorizing and directing the execution of a Contract Agreement with Lamke Trenching & Excavating, Inc. for the 2024 Steriger Avenue Shared-Use Path Extension Project.

Read & Int/Read/Vote/Mayor

Memo

c. An ordinance extending a Special Use Permit for a RV Park located at 1550 West Main Street in the City of Washington, Franklin County, Missouri.

Read & Int/Read/Vote/Mayor

Memo

8. COMMISSION, COMMITTEE AND BOARD REPORTS:

9. MAYOR’S REPORT:

10. CITY ADMINISTRATOR’S REPORT:

11. COUNCIL COMMENTS:

12. CITY ATTORNEY'S REPORT:

Public Vote on whether or not to hold a closed meeting to discuss personnel, legal and real estate matters pursuant to Section 610.021 RSMo (2000).

Roll Call Vote

13. INFORMATION:

14. ADJOURNMENT:

NOTICE: COPIES OF THE PROPOSED ORDINANCES ON THIS AGENDA ARE AVAILABLE FOR PUBLIC INSPECTION
PRIOR TO THE TIME THE BILL IS UNDER CONSIDERATION BY THE CITY COUNCIL.
POSTED BY SHERRI KLEKAMP, CITY CLERK, FEBRUARY 14, 2024
A COPY OF THIS NOTICE IS ALSO AVAILABLE ONLINE AT www.washmo.gov

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL
CITY OF WASHINGTON, FRANKLIN COUNTY, MISSOURI
MONDAY, FEBRUARY 5, 2024**

INTRODUCTORY ITEMS:

The Regular Meeting of the City of Washington, Missouri, City Council was held on Monday, February 5, 2024, at 7:10 p.m. in the Council Chamber. Mayor Doug Hagedorn opened the meeting with roll call and Pledge of Allegiance.

Mayor:	Doug Hagedorn	Present
Council Members:		
Ward I	Al Behr	Present
	Duane Reed	Present
Ward II	Mark Hidritch	Present
	Mark Wessels	Present
Ward III	Chad Briggs	Present
	Jeff Patke	Present
Ward IV	Mike Coulter	Present
	Joe Holtmeier	Present

Also Present:	City Attorney	Mark Piontek
	City Administrator	Darren Lamb
	City Clerk	Sherri Klekamp
	Economic Development Director	Sal Maniaci
	Police Chief	Jim Armstrong
	City Engineer	Charles Stankovic
	Parks Director	Wayne Dunker
	Fire Chief	Tim Frankenberg
	Street Superintendent	Tony Bonastia
	City Planner/GIS Specialist	Sarah Skeen

Originals and/or copies of agenda items of the meeting, including recorded votes are available on record in the office of the City Clerk. Each ordinance is read a minimum of twice by title, unless otherwise noted.

Approval of Minutes:

* Approval of the Minutes from the January 16 & January 29, 2024, Council Meetings

A motion to accept the minutes as presented made by Councilmember Patke, seconded by Councilmember Coulter, passed without dissent.

Approval and Adjustment of Agenda including Consent Agenda:

* Liquor License Application; underGROUNDS Coffee LLC

A motion to accept and approve the agenda including the consent agenda accordingly made by Councilmember Patke, seconded by Councilmember Briggs, passed without dissent.

PRIORITY ITEMS:

Mayor's Presentations, Appointments & Reappointments:

- * None

PUBLIC HEARINGS

- * None

CITIZENS COMMENTS

- * Louis Klingert 5411 North Goodes Mill Road addressed Council regarding the November 29, 2023, incident at the Washington Landfill.

UNFINISHED BUSINESS

- * None

REPORT OF DEPARTMENT HEADS

- * Missouri Park and Recreation Association's Citation Award for Organizations – Riverfront Park Playground Project

Parks Director Wayne Dunker and Board Members from the Missouri Park & Recreation Association recognized the donors and Downtown Washington Inc. for the Riverfront Park Playground Project.

- * 2023 Building Report (See Attachment A)

City Engineer Charles Stankovic discussed the 2023 Building Report. After a brief discussion, a motion to accept this item into the minutes made by Councilmember Patke, seconded by Councilmember Briggs, passed without dissent.

- * 2024/2025 MoDOT Traffic Safety Grants

January 23, 2024

Mayor Doug Hagedorn

Washington City Council

RE: Missouri DOT, Traffic Safety Grants for 2024/2025 Budget Year

Honorable Mayor and City Council,

Attached is a memo from Sergeant Mike Grissom. It contains the preliminary highway safety grant applications for 2024/2025 budget year. The usual Hazardous Moving, DWI Enforcement Grant and Youth Alcohol Grant applications are being applied for. All are 100% funded by highway safety funds.

In addition to the manpower grants, the Washington Police Department is requesting funding to send personnel to two different training conferences. An application is being made for funding to send all three of the Department's active Drug Recognition Experts (DRE) to the annual DWI/DRE Conference. We have also applied for funding to send two officers to the Traffic Safety Conference (LETSAC). The cost of the conference registration and room and board is included in the application. The training is 100% funded by the grant.

Below is the breakdown of those grants:

<i>Hazardous Moving Violation Enforcement</i>	<i>\$8,000 for manpower</i>
<i>LETSAC Conference</i>	<i>\$2,000 for training</i>
<i>High visibility raincoats</i>	<i>\$3,100 for safety</i>
<i>DWI Enforcement</i>	<i>\$3,000 for manpower</i>
<i>DWI/DRE Conference</i>	<i>\$1,800 for training</i>
<i>Youth Alcohol Enforcement</i>	<i>\$5,000 for manpower</i>
<i>Total</i>	<i>\$22,900.00</i>

Also included with Officer Grissom's paperwork is an authorization form, which must be signed by each Council member and the mayor to apply for the grants and prior to receiving any grant funding. I request approval to apply for all the safety grants listed.

Respectfully,

Jim Armstrong, Chief of Police

After a brief discussion, a motion to approve to apply for the safety grants made by Councilmember Patke, seconded by Councilmember Briggs, passed without dissent.

ORDINANCES/RESOLUTIONS

Bill No. 24-12946, Ordinance No. 24-13914, an ordinance accepting the Proposal from BFA for Professional Services for the Busch Creek Guardrail and Channel Protection Project.

The ordinance was introduced by Councilmember Patke.

With no further discussion, the ordinance was read a second time and approved on the following vote; Wessels-aye, Hidritch-aye, Holtmeier-aye, Reed-aye, Coulter-aye, Briggs-aye, Patke-aye, Behr-aye.

Bill No. 24-12947, Ordinance No. 24-13915, an ordinance authorizing and directing the execution of a Standard Form of Agreement by and between the City of Washington, Missouri and FGM Architects, Inc and amend the 2023/2027 Budget.

The ordinance was introduced by Councilmember Patke.

After discussion, the ordinance was read a second time and approved on the following vote; Wessels-aye, Hidritch-aye, Holtmeier-aye, Reed-aye, Coulter-aye, Briggs-aye, Patke-aye, Behr-aye.

Bill No. 24-12948, Ordinance No. 24-13916, an ordinance authorizing and directing the execution of a City-Contractor Agreement by and between the City of Washington, Missouri and Sieve Contractors, Inc and amend the 2023/2024 Budget.

The ordinance was introduced by Councilmember Holtmeier.

With no further discussion, the ordinance was read a second time and approved on the following vote; Wessels-aye, Hidritch-aye, Holtmeier-aye, Reed-aye, Coulter-aye, Briggs-aye, Patke-aye, Behr-aye.

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Bill No. 24-12949, Ordinance No. 24-13917, an ordinance authorizing and directing the City of Washington, Missouri to enter into a Sales Contract with Clark Equipment d/b/a Bobcat Company for the purchase of a Bobcat Toolcat UW56 Utility Work Machine with Attachments.

The ordinance was introduced by Councilmember Behr.

With no further, the ordinance was read a second time and approved on the following vote; Wessels-aye, Hidritch-aye, Holtmeier-aye, Reed-aye, Coulter-aye, Briggs-aye, Patke-aye, Behr-aye.

Bill No. 24-12950, Ordinance No. 24-13918, an ordinance authorizing and directing the City of Washington, Missouri to enter into a Sales Contract with Truck Centers, Inc. for the purchase of a 2-Ton Freightliner 108SD Plus Dump Truck.

The ordinance was introduced by Councilmember Patke.

After a brief discussion, the ordinance was read a second time and approved on the following vote; Wessels-aye, Hidritch-aye, Holtmeier-aye, Reed-aye, Coulter-aye, Briggs-aye, Patke-aye, Behr-aye.

Bill No. 24-12951, Ordinance No. 24-13919, an ordinance authorizing and directing the City of Washington, Missouri to enter into a Sales Contract with Woody's Municipal Supply Co. for the purchase of a Galion 430U SMS Truck Bed, Snowplow & Salt Spreader.

The ordinance was introduced by Councilmember Patke.

With no further, the ordinance was read a second time and approved on the following vote; Wessels-aye, Hidritch-aye, Holtmeier-aye, Reed-aye, Coulter-aye, Briggs-aye, Patke-aye, Behr-aye.

Bill No. 24-12952, Ordinance No. 24-13920, an ordinance repealing Ordinance No. 24-13896 and enacting in lieu thereof an ordinance authorizing and directing the execution of an Agreement for Stray Animal Boarding by and between the City of Washington, Missouri and the Franklin County Humane Society.

The ordinance was introduced by Councilmember Coulter.

After discussion, the ordinance was read a second time and approved on the following vote; Wessels-aye, Hidritch-aye, Holtmeier-aye, Reed-aye, Coulter-aye, Briggs-aye, Patke-nay, Behr-aye.

Bill No. 24-12953, Ordinance No. 24-13921, an ordinance authorizing and directing the execution of a Contract Amendment No. 1 by and between the City of Washington, Missouri and Cochran.

The ordinance was introduced by Councilmember Holtmeier.

After a brief discussion, the ordinance was read a second time and approved on the following vote; Wessels-aye, Hidritch-aye, Holtmeier-aye, Reed-aye, Coulter-aye, Briggs-aye, Patke-aye, Behr-aye.

Bill No. 24-12954, Ordinance No. 24-13922, an ordinance approving the Boundary Adjustment for Highland Meadows, Plat 9A in the City of Washington, Franklin County, Missouri.

The ordinance was introduced by Councilmember Patke.

After a brief discussion, the ordinance was read a second time and approved on the following vote; Wessels-aye, Hidritch-aye, Holtmeier-aye, Reed-aye, Coulter-aye, Briggs-aye, Patke-aye, Behr-aye.

COMMISSION, COMMITTEE AND BOARD REPORTS

* **Downtown Washington Inc. Annual Report**

Executive Director Tyler King of Downtown Washington Inc. gave a presentation on the Year in Review for 2023. After a brief discussion, Tyler King introduced the Board Members of Downtown Washington Inc.

Bill No. 24-12955, Ordinance No. 24-13923, an ordinance approving the Final Plat of Stone Bridge, Plat 1 in the City of Washington, Franklin County, Missouri.

The ordinance was introduced by Councilmember Patke.

After a brief discussion, the ordinance was read a second time and approved on the following vote; Wessels-aye, Hidritch-aye, Holtmeier-aye, Reed-aye, Coulter-aye, Briggs-aye, Patke-aye, Behr-aye.

MAYOR'S REPORT

- * Second Council Meeting in February – Tuesday, February 20, 2024, due to President's Day Holiday.
- * 2024 Legislative Conference is scheduled for February 20 – February 21, 2024, in Jefferson City.
- * Thanks for coming.

CITY ADMINISTRATOR'S REPORT

- * Update on Capital Improvement Sales Tax and discussion on the Main Stage Roof at the Fairgrounds.

COUNCIL COMMENTS

- * Congratulations to Downtown Washington Inc for their past years work.
- * Discussion on tents being used for residential purposes.

CITY ATTORNEY'S REPORT

Public vote on whether or not to hold a closed meeting to discuss personnel, legal and real estate matters pursuant to Section 610.021 RSMo (2000) passed at 8:21 p.m. on the following roll call vote; Wessels-aye, Hidritch-aye, Holtmeier-aye, Reed-aye, Coulter-aye, Briggs-aye, Patke-aye, Behr-aye.

The regular session reconvened at 8:31 p.m.

ADJOURNMENT

With no further business to discuss, a motion to adjourn made at 8:31 p.m. by Councilmember Coulter, seconded by Councilmember Holtmeier passed without dissent.

Adopted: _____

Attest: _____
City Clerk

President of City Council

Passed: _____

Attest: _____
City Clerk

Mayor of Washington, Missouri



February 14, 2024

Mayor & City Council
City of Washington
Washington, MO 63090

Re: Airport Hangar Consulting Fee

Mayor & City Council,

On your agenda for the meeting February 20th is a change order to increase the contract with Crawford, Murphy, and Tilly (CMT) by \$32,148.94. CMT stated that the increase is from additional hours resulting from additional days that were awarded to the contractor. A letter from CMT is attached.

These services are covered by the MODOT grant allowing for a 90% reimbursement requiring the City to only pay an additional \$3,215 to the contract. A letter from MODOT approving the change order is also attached.

Feel free to reach out with any questions.

Sincerely,

A handwritten signature in black ink that reads "Sal Maniaci".

Sal Maniaci
Community and Economic Development Director



CHANGE ORDER #1

**NAME OF PROJECT: AVIATION PROJECT CONSULTANT
T HANGAR CONSTRUCTION**

OWNER: City of Washington, Missouri

CONTRACTOR: Crawford, Murphy & Tilly, Inc

THE FOLLOWING CHANGES WERE MADE TO THE CONTRACT DOCUMENTS:

Original Contract Price	\$ 95,865.27
Change Order #1	\$ 32,148.94
Final Contract Amount.....	\$ 128,014.21

Accepted:

Approval:

Date: _____

Date: _____

CITY OF WASHINGTON, MISSOURI:

By: _____

By: _____

Title: _____

Title: _____



February 6, 2024

Mr. Sal Maniaci, AICP, MeCED
Community and Economic Development Director
City of Washington, Missouri
405 Jefferson Street
Washington, MO 63090

*Re : Project No. 20-054A-2
Washington Regional Airport
Supplemental Agreement No. 2*

Mr. Maniaci,

Crawford Murphy & Tilly, Inc. (CMT) is seeking additional fees for Construction Management Services for the Construct T-Hangar and Taxilane project at Washington Regional Airport. The extra effort includes additional time for on-site inspection services, travel, and additional hours for reviewing RFIs, submittals and questions during the project due to the additional calendar days that were awarded to the contractor.

These additional hours have been approved by MoDOT and deemed eligible for reimbursement under the current project grant. The approval letter from MoDOT is attached.

Feel free to give me a call with any questions or concerns you may have at 314-571-9080.

Sincerely,

A handwritten signature in black ink that reads "Tom W. Morris".

Tom Morris, P.E.
Crawford, Murphy and Tilly, Inc.

December 15, 2023

Sal Maniaci, AICP, MoCED
Community and Economic Development Director
City of Washington, MO

RE: Project No. 20-054A-2
Washington Regional Airport
CM Supplemental Agreement No. 2

MoDOT has reviewed the proposed changes to the Construction Phase Services Agreement between the city and the consultant and takes no exceptions with the proposal. Supplemental Agreement No. 2 is for an increase in the contract of \$32,148.94 for a total Construction Phase Services contract amount of \$128,014.21.

Note that MoDOT's review and concurrence with these modification(s) is limited to a determination of AIP eligibility and does not represent a commitment of federal funds for the modification(s). Any construction costs over current funding levels may not be able to be reimbursed. After construction close-out and all close-out documents have been received, MoDOT will assist with submitting a request for a grant amendment to the state for reimbursements over current grant amounts.

If you have any questions or concerns, please call me @ 573-526-3619 or email @ brian.boehmer@modot.mo.gov.

Thank you,

**Brian N.
Boehmer**

Digitally signed by
Brian N. Boehmer
Date: 2023.12.15
15:13:23 -06'00'

Brian Boehmer
MoDOT
Aviation Operations Manager



Our mission is to provide a world-class transportation system that is safe, innovative, reliable and dedicated to a prosperous Missouri.

www.modot.org



February 13, 2024

Re: Liquor License

Sherri Klekamp, City Clerk
City of Washington
405 Jefferson St Washington, MO 63090

Dear Sherri,

Linda Mittler of JBL Developments Db: Smokin Oak Wood Fire Pizza and Taproom, located at 1400 Washington Square, is applying for a new City of Washington liquor license. Ms. Linda Mittler has submitted an alcohol license application for the privilege of selling liquor of all kinds by the drink at retail from Monday through Saturday, as well as Sunday. The \$124.98 fees have been paid, and the required paperwork has been submitted. Ms. Linda Mittler has requested that her application go before the City Council at the February 20, 2024 meeting.

Sincerely,

Heather Parker

Heather Parker
Accounts Specialist I
City of Washington

BILL NO. _____ INTRODUCED BY _____

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AND DIRECTING
THE CITY OF WASHINGTON, MISSOURI TO ENTER
INTO A SALES CONTRACT WITH HANSEN'S TREE
SERVICE & ENVIRONMENTAL RESOURCES FOR
MULCH GRINDING SERVICES

Be It Ordained by the Council of the City of Washington, Missouri, as follows:

SECTION 1: The Mayor is hereby authorized to execute a Sales Contract with Hansen's Tree Service & Environmental Resources in an amount totaling Thirty-Five Thousand, Seven Hundred Fifty Dollars, and Zero Cents (\$35,750.00) for Mulch Grinding Services. A copy of said sales contract is attached hereto and marked as Exhibit A.

SECTION 2: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: This ordinance shall take effect and be in full force from and after it's passage and approval.

Passed: _____

ATTEST: _____

President of City Council

Approved: _____

ATTEST: _____

Mayor of Washington, Missouri

Exhibit A

SALES CONTRACT

This Sales Contract made and entered into this _____ day of _____, 2024, by and between Hansen’s Tree Service & Environmental Resources 104 Hansen Ct, O’Fallon, MO 63366, herein referred to as “Seller”, and the City of Washington, MO., a municipal corporation hereinafter referred to as “City”.

WITNESSETH: Whereas, Seller was the best low bid received for Mulch Grinding Services.

NOW THEREFORE, THE PARTIES HERETO AGREE AS FOLLOWS:

Seller agrees to provide to the City with Mulch Grinding Services for payment in the total sum of Thirty-Five Thousand Seven Hundred Fifty Dollars and Zero Cents (\$35,750.00).

The contract documents shall consist of the following:

- A. This Contract
- B. Signed copy of Ordinance
- C. General Specification and Bid

This contract, together with the other documents enumerated in this paragraph, forms the contract between the parties.

These documents are as fully a part of the contract as if attached hereto or repeated herein.

This agreement shall be construed or determined according to the laws of the State of Missouri.

IN TESTIMONY WHEREOF, Seller has hereunto set its hand, and the City of Washington executes this contract the day and year first written.

SELLER:

CITY:

BY: _____
Company Representative

BY: _____
Mayor – Washington, MO

ATTEST: _____
City Clerk

7a



February 13, 2024

Honorable Mayor and City Council
City of Washington
405 Jefferson Street
Washington, MO 63090

RE: Recommendation – Mulch Grinding Contract

Honorable Mayor and City Council,

As you may be aware, we go out for bid every year for mulch grinding. Due to the rising cost Administration has asked that we bring you the information on the bids we received and proceed with the process of an Ordinance & Contract. We have budgeted \$36,000 for mulch grinding this year.


Staff requested bids to grind our brush pile this year, the week of March 4, 2024. Bids are for grinding all debris, including large logs and clean stumps. The plan is to finish in 1 week, weather permitting. Submit a quote for a grinder with 3-inch screen, 1-machine to load grinder, and 1-track loader to support. The city will have 1-excavator with grapple, 1-track loader to stockpile mulch and a wheel loader with grapple to assist. Equipment may be staged prior to the start day if desired. Please e-mail quotes and a copy of liability insurance, showing the City as additional Insured stated on it, to Tony by Monday February 5, 2024.

The following quotes were received for grinding of the brush pile with a 3" screen:

VENDOR	BID
AgriCycle: 63639 Old Elam Avenue, Valley Park, MO 63088 Justin Davis / 636-861-5925	\$52,540.00
Hansen's Tree Service & Environmental Resources: 104 Hansen Ct, O'Fallon, MO Ken Byrne / 636-379-1830	\$35,750.00
Fick Supply Service Inc.: 501 N Eatherton Rd, Wildwood, MO 63005 Dave Fick / 636-532-4978	\$50,000.00
Klekamp Lawn & Landscape LLC: 5316 Woodland Rd, Washington, MO 63090 Andrew Klekamp / 636-667-0978	NO BID

I am recommending that the City of Washington contract with Hansen's Tree Service & Environmental Resources for the grinding of our mulch pile as they are the lowest & best bid at \$35,750.00 for the services requested. As always, if you have any questions, concerns or would like additional information, please feel free to contact me prior to the City Council Workshop Meeting.

Respectfully,


Tony Bonastia
Street Superintendent
Washington MO

BILL NO. _____ INTRODUCED BY _____

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING AND DIRECTING THE EXECUTION OF A CONTRACT AGREEMENT WITH LAMKE TRENCHING & EXCAVATING, INC. FOR THE 2024 STERIGER AVENUE SHARED-USE PATH EXTENSION PROJECT

Be It Ordained by the Council of the City of Washington, Missouri, as follows:

SECTION 1: The Mayor is hereby authorized and directed to execute a Contract Agreement with between Lamke Trenching & Excavating, Inc. for the 2024 Steriger Avenue Shared-Use Path Extension Project. A copy of the contract agreement is attached and is marked as Exhibit A.

SECTION 2: The Mayor and City Clerk are hereby authorized and directed to execute said contract, and to do all things necessary by the terms of said contract.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4: This ordinance shall take effect and be in full force from and after its passage and approval.

Passed: _____

ATTEST: _____

Approved: _____

ATTEST: _____

President of City Council

Mayor of Washington, Missouri

Exhibit A
CONTRACT AGREEMENT
STERIGER AVENUE SHARED-USE PATH EXTENSION PROJECT

THIS AGREEMENT made and entered into this _____ day of _____, 2024, by and between the CITY OF WASHINGTON, MISSOURI, party of the first part; hereinafter termed the "City", and **Lamke Trenching & Excavating, Inc.**, party of the second part, hereinafter termed in this agreement as the "Contractor".

WITNESSETH:

THAT WHEREAS, the City has caused to be prepared specifications and other contract documents for the work herein described, and has approved and adopted these contract documents and has invited proposals for the furnishing of materials, labor and equipment for, and in connection with, the construction of improvements in accordance with the terms of this contract; and

WHEREAS, the Contractor, in response to the invitation, submitted to the City in the manner and at the time specified, a proposal in accordance with the terms of the contract; and

WHEREAS, the City has opened, examined and canvassed the proposals submitted, and as a result of such canvass, has determined and declared the Contractor to be the lowest and best bidder for constructing said improvements, and has duly awarded to the said Contractor contract therefore, for the sum or sums named in the proposal attached to and made a part of this contract.

NOW THEREFORE, THIS AGREEMENT WITNESSETH, that the parties to these presents, in consideration of the compensation to be paid the Contractor, and of the mutual agreements herein contained, have agreed and hereby agree the City for itself, and its successors and the Contractor for itself, himself, or themselves, its, his or their successors and assigns, to its, his or their executors and administrators, as follows:

ARTICLE I: That the Contractor will furnish at his own cost and expense, all labor, tools, equipment and materials required, and construct and complete in a good first class and workmanlike manner, the work as designated, described and required by the plan, specifications and proposals for construction of the improvement, all in accordance with the specifications, general conditions, supplementary conditions, instructions to bidders, proposal, and other specified documents, all of which contract documents from the contract, and are as fully a part thereof as if repeated verbatim herein; all work to be done under the direct supervision, and to the entire satisfaction of the City.

Contractor shall provide (a) a ten-hour Occupational Safety and Health Administration (OSHA) construction safety program for its employees working onsite on the project. The program shall include a course in construction safety and health

approved by OSHA or a similar program approved by the Missouri Department of Labor and Industrial Relations which is at least as stringent as an approved OSHA program. All employees working on the project are required to complete the program within sixty (60) days of beginning work on the construction project. (b) Any employee found on the worksite subject to this section without documentation of the successful completion of the course required under subsection (a) shall be afforded 20 days to produce such documentation before being subject to removal from the project. (c) Contractor shall require all onsite employees of any subcontractors to complete the ten-hour training program required under subsection (a). (d) Pursuant to Sec. 272.675 RSMo., Contractor shall forfeit as a penalty to the City \$2,500.00 plus \$100.00 for each employee employed by Contractor or subcontractor, for each calendar day, or portion thereof, such employee is employed without the required training. The penalty shall not begin to accrue until the time periods in subsections (a) and (b) have elapsed. City shall withhold and retain from the amount due Contractor under this contract, all sums and amounts due and owing City as a result of any violation of this section.

ARTICLE II: Specifically, the Contractor shall comply in all respects with the Anti-Discrimination Provisions.

ARTICLE III: In accordance with the provisions of Section 34.600 RSMo. the Contractor shall, upon execution of the Contract, execute and deliver to the City an affidavit in the form marked **Affidavit of Compliance with Section 34.600 RSMo** attached hereto and incorporated herein by reference. Failure to provide the affidavit and comply with the provisions of Section 34.600 RSMo shall render the Contract void.

ARTICLE IV: That the Contractor shall be held to comply with all requirements of the Prevailing Wage Law of the State of Missouri, and shall forfeit as a penalty to the state, county, city and county, city, town, district, or other political subdivision on whose behalf the contract is made or awarded, one-hundred dollars (\$100.00) for each workman employed, for each working day, or portion thereof, such workman is paid less than the said stipulated rates for any work done under this contract, by him or by any subcontractor under him.

ARTICLE V: Contractor agrees to comply with Missouri Revised Statute Section 285.530.1 in that it shall not knowingly employ, hire for employment, or continue to employ an unauthorized alien to perform work within the State of Missouri. As a condition for the award of this contract, the Contractor shall, by sworn affidavit, and provision of documentation, affirm its enrollment and participation in a federal work authorization program with respect to the employees working in connection with the contracted services. The Contractor shall also sign the affidavit, attached hereto and made a part of this contract, affirming that it does not knowingly employ any person who is an unauthorized alien in connection with the contracted services. Contractor shall require each subcontractor to affirmatively state in its contract with Contractor that the subcontractor shall not knowingly employ, hire for employment or continue to employ an unauthorized alien to perform work within the State of Missouri and shall not henceforth do so. Alternatively, Contractor shall require each subcontractor to provide Contractor with a sworn affidavit under the penalty of perjury attesting to the fact that

the subcontractor's employees are lawfully present in the United States.

ARTICLE VI: That the City will pay the Contractor for the performance of this Contract and the Contractor will accept in full compensation therefore, the sum of **Fifty- Eight Thousand Seventy dollars and Zero cents (\$58,070.00)**, for all work covered in the Base Proposal Bid.

IN WITNESS WHEREOF, the parties have made and executed this Agreement the day and year first above written.

LAMKE TRENCHING & EXCAVATING, INC.

CITY OF WASHINGTON
COUNTY OF FRANKLIN
STATE OF MISSOURI

By: _____

Contractor

Mayor

Title

City Clerk



February 12, 2024

Honorable Mayor and City Council
City of Washington
405 Jefferson Street
Washington, MO 63090

RE: Steriger Avenue Shared-Use Path Extension Project
Construction Bids and Contract Approval

Honorable Mayor and City Council,

Description:

The proposed project includes construction of a shared use path with ADA ramp, curb and street light installation located west of the intersection of East Fifth Street at Old Highway 100. The project has a completion date of March 29, 2024.

Bid information:

The bids received are as follows:

Lamke Trenching & Excavating, Inc.:	\$58,070.00
K.J. Unnerstall Construction Co.:	\$59,000.00

Engineering Estimate: \$63,050.00*

Budget Information:

Approving this project will cost \$58,070.00. The current Transportation Sales Tax budget (261-18-000-541100 Improvements Other Than Buildings) for this fiscal year has \$50,000.00 allocated. The Parks Department Capital Improvement Sales Tax budget (260-21-000-541100 Improvements Other Than Buildings) allocated \$250,000 for the Old Sand Plant Parking Lot project-Riverfront Park of which \$17,100.00 will be utilized for curb construction along Steriger Avenue.

Staff recommends accepting the bid from Lamke Trenching & Excavating, Inc. for a contract amount of \$58,070.00.

As always, if you have any questions, concerns or would like additional information, please feel free to contact me.

Respectfully submitted,

Andrea F. Lueken, P.E.
Assistant City Engineer

BILL NO. _____ INTRODUCED BY _____

ORDINANCE NO. _____

AN ORDINANCE EXTENDING A SPECIAL USE PERMIT FOR
A RV PARK LOCATED AT 1550 WEST MAIN STREET IN THE
CITY OF WASHINGTON, FRANKLIN COUNTY, MISSOURI

WHEREAS, Gregg and Brittany Gross applied for a Special Use Permit to operate an RV Park at 1399 West Main Street, City of Washington, Missouri; and

WHEREAS, on February 21, 2023, the City Council of the City of Washington, Missouri passed Ordinance No. 23-13710 granting a Special Use Permit for an RV Park at 1550 West Main Street in the City of Washington, Missouri; and

WHEREAS, the Special Use Permit is due to expire on February 21, 2024; and

WHEREAS, Section 400.235 of the Code of the City of Washington, Missouri provides that a Special Use Permit not exercised and put to use within one (1) year of the date of the approval “shall be vacated and such Special Use Permit shall become null and void, unless extended by Council”; and

WHEREAS, Gregg & Brittany Gross, by email dated February 12, 2024, has requested an extension of the Special Use Permit.

BE IT ORDAINED by the Council of the City of Washington, Missouri, as follows:

SECTION 1: That a Special Use Permit be issued for an RV Park at 1550 West Main Street is hereby extended for an additional one (1) year period and shall be vacated and become null and void if not executed and put to use by February 21, 2025.

SECTION 2: All terms and conditions in Ordinance No. 23-13710 shall remain in

full force and effect for as long as the Special Use Permit for an RV Park at 1550 West Main in the City of Washington, Missouri is in effect.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4: This ordinance shall be in full force and effect from and after its passage and approval.

Passed: _____

ATTEST: _____

President of City Council

Approved: _____

ATTEST: _____

Mayor of Washington, Missouri



February 20, 2024

Honorable Mayor & City Council
405 Jefferson Street
Washington, MO 63090

RE: Ordinance No. 23-13710 - 1550 W. Main Street-Special Use Permit-RV Park

Dear Mayor and City Council Members:

At the regular meeting of the Planning & Zoning Commission, held on Monday, February 13, 2023, the Commission reviewed and recommends approval of the above-mentioned Special Use Permit. At the regular meeting of the City Council, held Tuesday, February 21, 2023, there was a public hearing in which the City Council approved the Special Use Permit for the property owners at 1399 to operate an RV Park. Effective February 28, 2023 the address was changed to 1550 W. Main Street. The owners, Gregg and Brittany Gross, are requesting an extension of the Special Use Permit that is set to expire February 21, 2024. As stated in their email to the Planning Department, they have been delayed in their efforts to finish the project "due to doubled projected cost and financing". We are asking for approval to allow the property owners to continue in their endeavors to build and operate an RV park at 1550 W. Main Street in the City of Washington.

Sincerely,

A handwritten signature in blue ink that reads "Sarah Skeen".

Sarah Skeen
City Planner/GIS Specialist