

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE APPROVING AN AGREEMENT FOR ENGINEERING SERVICES AND OTHER PREPARATORY WORK WITH THE EMPIRE DISTRICT ELECTRIC COMPANY, D/B/A LIBERTY RELOCATION COSTS OF TELECOMMUNICATION FACILITIES RELATING TO THE W. 76 COUNTRY BLVD. SEGMENTS 1 & 2 CONSTRUCTION PROJECT, REPLACING THE UTILITY AGREEMENT WITH LIBERTY APPROVED BY ORDINANCE NO. 2025-0021 AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT.

WHEREAS, the City of Branson desires to contract with the Empire District Electric Company, d/b/a Liberty for relocation costs of Telecommunication Facilities relating to the W. 76 Country Blvd. Improvements Segments 1 & 2 construction project; and

WHEREAS, during the April 22, 2025 Board of Aldermen meeting, Ordinance No. 2025-0021 was approved and executed by the Mayor approving 5 contracts for relocation costs of utilities related to the West 76 Country Boulevard Improvements Segment 1 and 2 Project;

WHEREAS, after this meeting, it was discovered additional changes were needed regarding the contract with Liberty; and

WHEREAS, the Agreement attached as Exhibit “1” with the Empire District Electric Company, d/b/a Liberty reflects all changes agreed upon by the City and Liberty and will replace “Exhibit 1 – The Empire District Electric Company, d/b/a Liberty in the amount not to exceed \$1,365,771.08” in Ordinance No. 2025-0021; and

WHEREAS, the Board of Aldermen desires to approve the Agreement.

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

Section 1: The Board of Aldermen hereby approves the Agreement for Engineering Services and other Preparatory Work with The Empire District Electric Company, d/b/a Liberty for the relocation costs of Telecommunication Facilities relating to W. 76 Country Blvd. Improvements Segments 1 & 2 Project as specified in the related specifications and substantial conformity with the terms shown on Exhibit "1" attached in the amount not to exceed \$1,365,771.08 and replaces the contract approved as Exhibit “1” in Ordinance No. 2025-0021. All incorporated by this reference as set out here in full, together with such changes therein as shall be approved by the officers of the City executing same which are consistent with the provisions and intent of this legislation and necessary, desirable, convenient or proper in order to carry out the matters herein authorized. The Mayor, City Administrator, and other appropriate City officials are hereby authorized to execute the Agreement and such additional documents and take any and all actions necessary, desirable, convenient or prudent in order to carry out the intent of this legislation.

Section 2: This ordinance shall be in full force and effect upon and after its passage and approval.

Read, this first time on this _____ day of _____, 20____.

Read, this second time, passed, and truly agreed to by the Board of Aldermen of City of Branson, Missouri this _____ day of _____, 20____.

Larry D. Milton
Mayor

ATTEST:

APPROVED AS TO FORM:

Hillary Briand
City Clerk

City Attorney