

BILL NO. 24-79

ORDINANCE NO. 24.79

AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH MAGUIRE IRON INC FOR THE PASSOVER WATER TOWER INTERIOR PAINTING PROJECT FOR AN AMOUNT NOT TO EXCEED \$139,000.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF OSAGE BEACH, MISSOURI, AS FOLLOWS:

Section 1. The Board of Aldermen hereby authorizes the Mayor to execute on behalf of the City a Construction Contract with Maguire Iron, Inc. under substantially the same or similar terms and conditions as set forth in "Exhibit A".

Section 2. Total expenditures or liability authorized under this Ordinance shall not exceed One Hundred Thirty-Nine Thousand Dollars. (\$139,000.00)

Section 3. The City Administrator is hereby authorized to take such further actions as are necessary to carry out the intent of this Ordinance and Contract.

Section 4. This Ordinance shall be in full force and effect from date of passage and approval by the Mayor.

READ FIRST TIME: November 21, 2024 READ SECOND TIME: December 5, 2024

I hereby certify that the above Ordinance No. 24.79 was duly passed on December 5, 2024, by the Board of Aldermen of the City of Osage Beach. The votes thereon were as follows:

Ayes: 5                      Nays: 0                      Abstain: 0                      Absent: 1

This Ordinance is hereby transmitted to the Mayor for his signature.

Dec. 5, 24  
Date

Tara Berreth  
Tara Berreth, City Clerk

Approved as to form:

Cole Bradbury  
Cole Bradbury, City Attorney

I hereby approve Ordinance No. 24.79.

December 5, 24  
Date

Michael Harrison  
Michael Harrison, Mayor

ATTEST:

Tara Berreth  
Tara Berreth, City Clerk

**WORKERS ELIGIBILITY VERIFICATION AFFIDAVIT FOR ALL  
CITY OF OSAGE BEACH CONTRACT AGREEMENTS IN EXCESS OF \$5,000**

(For joint ventures or contracts by more than one individual, a separate affidavit is required for each person or business entity)

South Dakota  
State of ~~Missouri~~ )  
Minnehaha )ss  
County of ~~Candlen~~ )

On this 3rd day of January, 20 25, before me appeared  
Gene Jones Jr., personally known to me or proved to me on the basis of (name) satisfactory  
evidence to be a person whose name is subscribed to this affidavit, who being by me duly sworn, deposed as follows:

My name is Gene Jones Jr., and I am of sound mind, capable of making this affidavit, and  
personally certify the facts herein stated, as required by Section 285.530, RSMo, to enter into any contract agreement with  
the City of Osage Beach to perform my job, task, employment, labor, personal services, or any other activity for which  
compensation is provided, expected, or due, including but not limited to all activities conducted by business entities.

I am the CEO of Maguire Iron, Inc., and I am duly authorized  
(Position) (Name of Business Entity)  
Directed, and/or empowered to act officially and properly on behalf of this business entity.

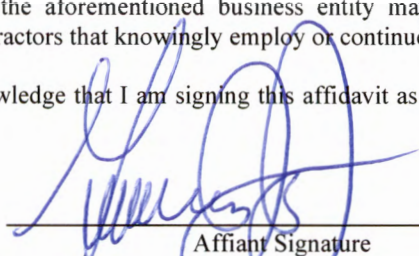
I hereby affirm and warrant that the aforementioned business entity is enrolled in a federal work authorization program  
operated by the United States Department of Homeland Security to verify information of existing and newly hired  
employees. The aforementioned business entity shall participate in said program with respect to all employees working in  
connection under the within contract agreement with the City of Osage Beach.

**I have attached documentation to this affidavit to evidence enrollment/participation by the aforementioned  
business entity in a federal work authorization program, as required by section 285.530 RSMo.**

I hereby affirm and warrant that the aforementioned business entity does not and shall not knowingly employ, in  
connection to work under the within stated contract agreement with the City of Osage Beach, and alien who does not have  
the legal right or authorization under federal law to work in the United States, as defined in 8 U.S.C. § 1324 a(h)(3).

I am aware and recognize that, unless certain contract and affidavit conditions are satisfied pursuant to Section 285.530  
RSMo, the aforementioned business entity may be held liable under Section 385.525 through 285.550 RSMo, for  
subcontractors that knowingly employ or continue to employ unauthorized alien to work within the State of Missouri.

I acknowledge that I am signing this affidavit as a free act and deed of the aforementioned business entity and not under  
duress.

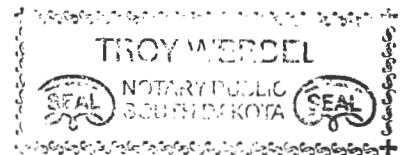
  
\_\_\_\_\_  
Affiant Signature

Subscribed and sworn to before me this 3rd day of January, 20 25.

  
\_\_\_\_\_  
Notary Public

My Commission Expires: 8/29/2025

Seal:



Passover Water Tower Interior Painting

Owner and Contractor recognize time is of the essence of this agreement and that Owner will suffer financial loss if the work is not completed within the time specified above, plus any extensions thereof allowed in allowance with Article 11 of the General Conditions. Owner and Contractor agree that as liquidated damages for delay, but not as a penalty, Contractor shall pay Owner Five Hundred dollars (\$ 500.00) for each and every calendar day of each section that expires following the time specified above for completion of the work.

ARTICLE V. This Agreement will not be binding and effective until signed by the Owner.

IN WITNESS WHEREOF, the Parties hereto have executed this contract as of the day and year first above written.

SIGNATURE:

[Signature]  
Owner, Party of the First Part  
By Michael Unenison / Mayor  
Name and Title

ATTEST:

[Signature]  
City Clerk  
(SEAL)

\*\*\*\*\*  
\*  
LICENSE or CERTIFICATE NUMBER, if applicable \_\_\_\_\_

SIGNATURE OF CONTRACTOR:

IF AN INDIVIDUAL OR PARTNERSHIP

[Signature]  
Contractor, Party of the Second Part  
IF A CORPORATION  
[Signature]  
Contractor, Party of the Second Part  
By Gene Jones Jr./CEO  
Name and Title

By [Signature]  
Name and Title  
ATTEST  
[Signature]  
Scott Jones  
Secretary  
(CORPORATE SEAL)

STATE OF South Dakota  
COUNTY OF Minnehaha

On This 3rd day of January, 2025, before me appeared Gene Jones Jr.  
to me personally known who, being by me duly sworn, did say that he is the CEO of Maguire Iron, Inc.  
and that the seal affixed to said instrument is the corporate seal of  
said corporation by authority of its board of directors, and said \_\_\_\_\_ acknowledged said  
instrument to be the free act and deed of said corporation.

My commission Expires: 8/29/2025

[Signature]  
(SEAL)  
Notary Public Within and For Said County and State

