



## Agenda - Final

### Transportation, Infrastructure and Operations Committee

Chairperson Kevin O'Neill  
Vice Chair Melissa Robinson

Councilmember Eric Bunch

Councilmember Johnathan Duncan

Councilmember Lindsay French

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**Wednesday, April 10, 2024**

**9:00 AM**

**26th Floor, Council Chamber**

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**<https://us02web.zoom.us/j/84530222968>**

**PUBLIC OBSERVANCE OF MEETING**

Members of the City Council may attend this meeting via videoconference.

Any closed session may be held via teleconference.

The public can observe this meeting at the links provided below.

Applicants and citizens wishing to participate have the option of attending each meeting or they may do so through the videoconference platform ZOOM, using this link:

<https://us02web.zoom.us/j/84530222968>

\*\*\*Public Testimony is Limited to 2 Minutes\*\*\*

**PUBLIC WORKS DEPARTMENT**

**Director of Public Works**

**240327** Sponsor: Director of Public Works Department

Approving the recommendations of Arterial Street Impact Fee District A Committee; appropriating \$1,898,930.60 from the Unappropriated Fund Balance of the Arterial Street Impact Fee Fund to accounts in the Arterial Street Impact Fee Fund; authorizing the Public Works Director to enter into a Funding Agreement with Port KC in the amount of \$1,698,930.60 for North Mexico City Avenue construction; and a Funding Agreement with the Tax Increment Financing Commission in the amount of \$200,000.00 for North Platte Purchase Drive conceptual roadway plans; and recognizing this ordinance as having an accelerated effective date.

**Attachments:**    [Docket Memo 240327](#)  
[Admin Approp 240327](#)  
[CREO Goals Request N Mexico City Ave Improvements](#)  
[CREO Goals Request - N Platte Purchase Dr Improvements](#)

**Director of Public Works**

**240334** Sponsor: Director of the Public Works Department

Expressing the City Council’s support for the City’s grant application for the Bridge Investment Program (BIP) Project in the amount of \$36,981,958.00, which would require local matching funds up to the amount of \$9,245,490.00, and directing the City Manager to submit the application for the Bridge Investment Program.

**Attachments:**    [Docket Memo 240334](#)

**Director of Public Works**

**240335** Sponsor: Director of Public Works Department

Accepting the recommendations of the Public Works Standards Committee regarding certain amendments to the Public Works Standards and Design Criteria to be used in the construction of public improvements and the development of land or subdivision plats.

**Attachments:**    [Docket Memo 240335](#)

**Director of Public Works**

**240336** Sponsor: Director of Public Works Department

Expressing the City Council's support for the City's grant application for the Mid-America Regional Council (MARC) Transportation Improvement Program (TIP) in the amount of \$55,300,000.00, which would require local matching funds up to the amount of \$12,200,000.00; and directing the Director of Public Works to submit the grant application to MARC.

**Attachments:** [Docket Memo MARC](#)

**Director of Public Works**

**240339** Sponsor: Director of Public Works Department

Authorizing amendment No. 3 with McClure Engineering Company in the amount of \$325,759.00 for completion of the design for Holmes Road from Blue Ridge to 137th Street Roadway Improvements (Project Number 89008543) for a total contract amount of \$902,259.00 and recognizing this ordinance as having an accelerated effective date.

**Attachments:** [Docket Memo](#)  
[89008543-B2G.pdf](#)  
[Ordinance 240339-Revised CUP Summary-CS180020.pdf](#)

**WATER DEPARTMENT**

**240330** Sponsor: Director of Water Services Department

Authorizing a \$6,045,610.00 construction contract with The Havens Construction Company, Inc., for the I/I Reduction: Northern Basin Project 1 project; authorizing a maximum expenditure of \$6,651,000.00; authorizing a \$759,000.00 design professional services Amendment No. 1 to Contract No. 1584 with George Butler Associates, Inc., for the I/I Reduction: Northern Basin Project 1 project for a total contract amount of \$1,348,000.00; and recognizing this ordinance as having an accelerated effective date.

**Attachments:** [Docket Memo 240330](#)  
[1584 Approved DPS Goals](#)  
[1585 Approved Construction Goals](#)  
[1585 Construction CUP Approval](#)  
[Ordinance 240330-CUP Summary-1585.pdf](#)  
[Ordinance 240330-Revised CUP Summary-1584.pdf](#)  
[1584-B2G.pdf](#)  
[240330 4-10-2024 TIO Presentation](#)

CITY MANAGER OFFICE

**Bunch**

[240331](#) Sponsor: Councilmember Eric Bunch

RESOLUTION - Directing the City Manager to develop a comprehensive plan to resurface deteriorating alleyways including certain criterion and to report back to Council within 45 days; and directing the City Manager to estimate the additional costs necessary to enact the plan and prepare an Ordinance appropriate such funds within 45 days.

**Attachments:** [Docket Memo 240331](#)

**Rea and Bunch**

[240349](#) Sponsor: Councilmembers Crispin Rea and Eric Bunch

Authorizing a \$2,741,000.00 progressive design-build services contract with Burns & McDonnell Engineering Company, Inc., for Phase 1 services for the Dr. Jeremiah Cameron Park and Westport Stormwater Improvements project; and providing for successive Phase 2 services subject to City Council approval.

**Attachments:** [240349 Docket Memo - Revised](#)  
[Ordinance 240349-CUP Summary-470.pdf](#)

HELD IN COMMITTEE

**Director of General Services**

[240279](#) Sponsor: Director of General Services Department

Authorizing the Director of General Services to execute a ten (10) year lease agreement with an option to renew for additional ten (10) years with Grayson Communities, LLC or an affiliated entity for the property located at 1534 Charlotte, Kansas City, MO 64108 to be used as a private parking lot supporting its adjacent development project located at 1531 Holmes Street.

**Attachments:** [Docket Memo 240279](#)  
[CREO CUP 240279 Revised](#)

**Robinson**

[240324](#) Sponsor: Councilmember Melissa Robinson

Amending Chapter 3 of the Code of Ordinances of the Kansas City, Missouri, Contracts and Leases, by repealing Section 3-31, Contract Award, and enacting in lieu thereof a new section of like number and subject matter.

**Attachments:** [Docket Memo Ord 240324 Section 3-31](#)

## ADDITIONAL BUSINESS

1. There will be an update regarding WBE/MBE Goals.
2. There may be a general discussion regarding current Transportation, Infrastructure and Operations Committee issues.
3. Closed Session
  - Pursuant to Section 610.021 subsection 1 of the Revised Statutes of Missouri to discuss legal matters, litigation, or privileged communications with attorneys;
  - Pursuant to Section 610.021 subsection 2 of the Revised Statutes of Missouri to discuss real estate;
  - Pursuant to Section 610.021 subsections 3 and 13 of the Revised Statutes of Missouri to discuss personnel matters;
  - Pursuant to Section 610.021 subsection 9 of the Revised Statutes of Missouri to discuss employee labor negotiations;
  - Pursuant to Section 610.021 subsection 11 of the Revised Statutes of Missouri to discuss specifications for competitive bidding;
  - Pursuant to Section 610.021 subsection 12 of the Revised Statutes of Missouri to discuss sealed bids or proposals; or
  - Pursuant to Section 610.021 subsection 17 of the Revised Statutes of Missouri to discuss confidential or privileged communications with auditors.
4. Those who wish to comment on proposed ordinances can email written testimony to [public.testimony@kcmo.org](mailto:public.testimony@kcmo.org). Comments received will be distributed to the committee and added to the public record by the clerk.

The city provides several ways for residents to watch City Council meetings:

- Livestream on the city's website at [www.kcmo.gov](http://www.kcmo.gov)
- Livestream on the city's YouTube channel at <https://www.youtube.com/watch?v=3hOuBlg4fok>
- Watch Channel 2 on your cable system. The channel is available through Time Warner Cable (channel 2 or 98.2), AT&T U-verse (channel 99 then select Kansas City) and Google Fiber on Channel 142.
- To watch archived meetings, visit the City Clerk's website and look in the Video on Demand section: [http://kansascity.granicus.com/ViewPublisher.php?view\\_id=2](http://kansascity.granicus.com/ViewPublisher.php?view_id=2)

The City Clerk's Office now has equipment for the hearing impaired for use with every meeting. To check out the equipment please see the secretary for each committee. Be prepared to leave your Driver's License or State issued Identification Card with the secretary and she will give you the equipment. Upon returning the equipment your license will be returned.

Adjournment



**File #: 240327**

ORDINANCE NO. 240327

Sponsor: Director of Public Works Department

Approving the recommendations of Arterial Street Impact Fee District A Committee; appropriating \$1,898,930.60 from the Unappropriated Fund Balance of the Arterial Street Impact Fee Fund to accounts in the Arterial Street Impact Fee Fund; authorizing the Public Works Director to enter into a Funding Agreement with Port KC in the amount of \$1,698,930.60 for North Mexico City Avenue construction; and a Funding Agreement with the Tax Increment Financing Commission in the amount of \$200,000.00 for North Platte Purchase Drive conceptual roadway plans; and recognizing this ordinance as having an accelerated effective date.

WHEREAS, on February 5, 2024, the Arterial Street Impact Fee District A Committee recommended allocating \$1,698,930.60 for the construction of North Mexico City Avenue from Northwest 132nd Street to Northwest 136th Street; and

WHEREAS, on February 5, 2024, the Arterial Street Impact Fee District A Committee recommended allocating \$200,000.00 for the conceptual design of North Platte Purchase Drive from Northwest 104th Street to Northwest 95th Street; and

WHEREAS, Port KC is the recipient of a Missouri ARPA Industrial Site Development Grant for infrastructure improvements which includes North Mexico City Avenue and impact fee allocations for this project will provide gap funding for construction of the project; and

WHEREAS, North Platte Purchase Drive is in the Platte Purchase TIF boundary and plan and impact fee allocations for this project will accelerate the design and construction schedule and NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the recommendations of the Arterial Street Impact Fee District A Committee for project allocations in the Impact Fee District are hereby approved.

Section 2. That the sum of \$1,898,930.60 is hereby appropriated from the Unappropriated Fund Balance of the Arterial Street Impact Fee District A fund to the following accounts:

24-24-30-897241-B-89008977	North Mexico City Avenue	\$1,698,930.60
24-2430-897241-B-89008980	North Platte Purchase Drive	<u>200,000.00</u>

TOTAL: \$1,898,930.60

Section 3. That the Director of Public Works is the requisitioning authority for account 24-2430-897241.

Section 4. Authorizing the Director of Public Works to execute a Funding Agreement with Port KC in the North Mexico City Avenue project for \$1,698,930.60 from funds hereby appropriated to account 24-2430-897241-B- 89008977. A copy of the agreement is on file in the Public Works Department.

Section 5. Authorizing the Director of Public Works to execute a Funding Agreement with the Tax Increment Financing Commission in the North Platte Purchase Drive project for \$200,000.00 from funds hereby appropriated to account 24-2430-897241-B- 89008980. A copy of the agreement is on file in the Public Works Department.

Section 6. That this ordinance, relating to the design, repair, maintenance, or construction of a public improvement, is recognized as an ordinance with an accelerated effective date as provided by Section 503(a)(3)(D) of the City Charter and shall take effect in accordance with Section 503, City Charter.

..end

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I hereby certify that there is a balance, otherwise unencumbered, to the credit of the appropriation to which the foregoing expenditure is to be charged, and a cash balance, otherwise unencumbered, in the treasury, to the credit of the fund from which payment is to be made, each sufficient to meet the obligation hereby incurred.

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Tammy L. Queen  
Director of Finance

Approved as to form:

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Dustin E. Johnson  
Assistant City Attorney



# City of Kansas City, Missouri

## Docket Memo

Ordinance/Resolution #: 240327

Submitted Department/Preparer: Public Works

Revised 11/01/23

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

### Executive Summary

Approving the recommendations of Arterial Street Impact Fee District A Committee; Appropriating \$1,898,930.60 from the Unappropriated Fund Balance of the Arterial Street Impact Fee Fund to accounts in the Arterial Street Impact Fee Fund; authorizing the Public Works Director to enter into a Funding Agreement with Port KC in the amount of \$1,698,930.60 for North Mexico City Avenue. construction; and a Funding Agreement with the Tax Increment Financing Commission in the amount of \$200,000.00 for North Platte Purchase Drive conceptual roadway plans; and recognizing this ordinance as having an accelerated effective date.

### Discussion

This ordinance allocates funds from Arterial Street Impact Fee District A (Airport Development Impact District) to two projects within said district. On February 5, 2024, the Arterial Street Impact Fee District A Committee recommended:

- (1) allocating \$1,698,930.60 for the construction of N Mexico City Ave from NW 132nd St to NW 136th St to provide gap funding in conjunction with a Missouri ARPA Industrial Site Development Grant received by Port KC, and
- (2) allocating \$200,000.00 for the conceptual design of improvements to N Platte Purchase Dr from NW 104th St to NW 95th St to accelerate the design and construction schedule of this project within the Platte Purchase TIF boundary.

Additionally, the ordinance gives requisitioning authority to the Director of Public Works for the Airport Development Impact District funds and authorizes the Director of Public Works to execute separate Funding Agreements with Port KC and the Tax Increment Financing Commission for these projects.

### Fiscal Impact

1. Is this legislation included in the adopted budget?  Yes  No
2. What is the funding source?  
Arterial Street Impact Fee District A (Airport Development Impact District)  
24-2430-897241

3. How does the legislation affect the current fiscal year?  
Ordinance spends money transferred through this ordinance.
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.  
No
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?  
No

**Office of Management and Budget Review**  
(OMB Staff will complete this section.)

1. This legislation is supported by the general fund.  Yes  No
2. This fund has a structural imbalance.  Yes  No
3. Account string has been verified/confirmed.  Yes  No

**Additional Discussion (if needed)**  
Click or tap here to enter text.

**Citywide Business Plan (CWBP) Impact**

1. View the [FY23 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?  
Infrastructure and Accessibility (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
  - Engage in thoughtful planning and redesign of existing road networks to ensure safety, access, and mobility of users of all ages and abilities.
  - Enhance the City's connectivity, resiliency, and equity through a better-connected multi-modal transportation system for all users.
  - Build on existing strengths while developing a comprehensive transportation plan for the future.
  - Develop environmentally sustainable infrastructure strategies that improve quality of life and foster economic growth.
  - Ensure adequate resources are provided for continued maintenance of existing infrastructure.
  - Focus on delivery of safe connections to schools.

## Prior Legislation

N/A

## Service Level Impacts

N/A

## Other Impacts

1. What will be the potential health impacts to any affected groups?  
Projects will include pedestrian and bicycle facilities to provide more opportunities for physical activity.
2. How have those groups been engaged and involved in the development of this ordinance?  
N/A
3. How does this legislation contribute to a sustainable Kansas City?  
Projects will include facilities to promote safe, non-vehicular transportation alternatives and practices to improve stormwater quality.
4. Does this legislation create or preserve new housing units?  
No (Press tab after selecting)

Click or tap here to enter text.

Click or tap here to enter text.

5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

Yes - I have submitted documents for CREO Review (Press tab after selecting)  
Please attach or copy and paste CREO's review.

Approved goals attached.

6. Does this legislation seek to approve a contract resulting from an Invitation for Bid?

No(Press tab after selecting)

Click or tap here to enter text.

7. Does this legislation seek to approve a contract resulting from a Request for Proposal/Qualification (RFP/Q)?  
No(Press tab after selecting)



**Civil Rights & Equal Opportunity Department  
Economic Equity & Inclusion  
Contract Goals Request**

**Date:** 2024-02-28  
**Form Prepared By:** Amy Bunnell

Contract/Project Number: 89008977	Project Name: N Mexico City Ave Improvements - NW 132nd Street to NW 136th St
Owning Department: Public Works	Project Manager: Amy Bunnell

Funding:  City  State  Federal  CO-OP  Grant:  Other: Port KC; Developer

Project Requirements:  M/WBE  DBE  Section 3  N/A

Tax Incentive:  LCRA  TIF  PIEA  N/A  Other:

Prevailing Wage:  Yes  No

Davis-Bacon:  Yes  No

Presenting to Council<sup>1</sup>:  Yes  No

Construction Employment Program:  Yes: Workforce employment goals are 10% minority hours & 2% female hours. This project is estimated at over 800 work hours and over \$300,000.  
 NO: This project is estimated at less than \$300,000 and no more than 800 work hours.

Estimated Number of Project Days: TBD	Anticipated Solicitation Date: TBD
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Contract Type:

Construction  Design-Build  Design Professional  Professional Services

General Service  Concession  Other Goods & Services  Non-Municipal Agency

Co-Operative  Revenue Sharing  Facilities Maintenance/Repair/Renovation

Other: Funding Agreement

Description of Contract (Provide Details):  
Funding Agreement with Port KC. City to contribute \$1,698,930.60 toward construction of N Mexico City Ave from NW 132nd St to NW 136th St.

Pursuant to RSMo. Section 610.021(11) & (12) documents related to bids will not be made available until bids are completed.

This document is submitted with all available facts. Intentionally falsifying this document or omitting pertinent facts is grounds for disciplinary action pursuant to KCMO Human Resources Rules & Policy Manual (eff. August 4, 2014).

**FOR GENERAL SERVICES DEPARTMENT (PROCUREMENT) USE ONLY:**

Reviewed CREO Annual Goal Manual?  Yes  No

Waiver being applied?  Yes  No Type: \_\_\_\_\_

According to CREO Annual Goal Manual, the Goals for this project are:

_____ % MBE	_____ % WBE	_____ % DBE
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Electronic Record?  Yes  No

GSD Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**FOR CIVIL RIGHTS & EQUAL OPPORTUNITY DEPARTMENT (CREO) USE ONLY:**

Reviewed CREO Annual Goal Manual?  Yes  No  N/A

The following Goals are approved for this Project:

15 % MBE	14 % WBE	_____ % DBE
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No Goals are set for this Project  Waiver Approved  Waiver Denied

Reason for Wavier: \_\_\_\_\_

Electronic Record?  Yes  No

DocuSigned by: Mark Runge Date: 3/6/2024

CREO Signature: \_\_\_\_\_ Date: \_\_\_\_\_



## Scopes of Work

Contract/Project Number:

Project Name:

NOTE: Include a breakdown of the scope of work and/or disciplines that will be required for this contract.

<b>List NAICS Codes &amp; Description</b>
237110 Water and Sewer Line and Related Structures Construction
237310 Highway, Street, and Bridge Construction
238210 Electrical Contractors and Other Wiring Installation Contractors



**Civil Rights & Equal Opportunity Department  
Economic Equity & Inclusion  
Contract Goals Request**

**Date:** 2024-02-28  
**Form Prepared By:** Amy Bunnell

Contract/Project Number: 89008980	Project Name: N Platte Purchase Dr Improvements - NW 95th St to NW 104th St
Owning Department: Public Works	Project Manager: Amy Bunnell

Funding:  City  State  Federal  CO-OP  Grant:  Other: developer

Project Requirements:  M/WBE  DBE  Section 3  N/A

Tax Incentive:  LCRA  TIF  PIEA  N/A  Other:

Prevailing Wage:  Yes  No

Davis-Bacon:  Yes  No

Presenting to Council<sup>1</sup>:  Yes  No

Construction Employment Program:  Yes: Workforce employment goals are 10% minority hours & 2% female hours. This project is estimated at over 800 work hours and over \$300,000.  
 NO: This project is estimated at less than \$300,000 and no more than 800 work hours.

Estimated Number of Project Days: TBD	Anticipated Solicitation Date: TBD
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Contract Type:

Construction  Design-Build  Design Professional  Professional Services

General Service  Concession  Other Goods & Services  Non-Municipal Agency

Co-Operative  Revenue Sharing  Facilities Maintenance/Repair/Renovation

Other: Funding Agreement

Description of Contract (Provide Details):  
Funding Agreement with the TIF Commission. City to contribute \$200,000.00 toward the conceptual design of N Platte Purchase Dr improvements between NW 95th St and NW 104th St.

Pursuant to RSMo. Section 610.021(11) & (12) documents related to bids will not be made available until bids are completed.

This document is submitted with all available facts. Intentionally falsifying this document or omitting pertinent facts is grounds for disciplinary action pursuant to KCMO Human Resources Rules & Policy Manual (eff. August 4, 2014).

**FOR GENERAL SERVICES DEPARTMENT (PROCUREMENT) USE ONLY:**

Reviewed CREO Annual Goal Manual?  Yes  No

Waiver being applied?  Yes  No Type: \_\_\_\_\_

According to CREO Annual Goal Manual, the Goals for this project are:

_____ % MBE	_____ % WBE	_____ % DBE
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Electronic Record?  Yes  No

GSD Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**FOR CIVIL RIGHTS & EQUAL OPPORTUNITY DEPARTMENT (CREO) USE ONLY:**

Reviewed CREO Annual Goal Manual?  Yes  No  N/A

The following Goals are approved for this Project:

14 % MBE	14 % WBE	_____ % DBE
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No Goals are set for this Project  Waiver Approved  Waiver Denied

Reason for Wavier: \_\_\_\_\_

Electronic Record?  Yes  No

CREO Signature: Gabriel Kuer Date: 3/7/2024  
72A9990E20E842D...



## Scopes of Work

Contract/Project Number:

Project Name:

NOTE: Include a breakdown of the scope of work and/or disciplines that will be required for this contract.

<b>List NAICS Codes &amp; Description</b>
541330 Engineering Services
541370 Surveying and Mapping (except Geophysical) Services



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**File #:** 240334

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ORDINANCE NO. 240334

*Sponsor: Director of the Public Works Department*

*Expressing the City Council's support for the City's grant application for the Bridge Investment Program (BIP) Project in the amount of \$36,981,958.00, which would require local matching funds up to the amount of \$9,245,490.00, and directing the City Manager to submit the application for the Bridge Investment Program.*

*WHEREAS, Public Works has identified nine (9) top priority bridges that are structurally deficient and/or functionally obsolete which require rehabilitation or reconstruction to preserve mobility and accessibility. These bridges are:*

- 1. 112th Street over Fishing River*
- 2. Pleasant Valley Road over Big Shoal Creek*
- 3. 12th Street over Big Blue River*
- 4. Belleview Avenue over Brush Creek*
- 5. Roanoke Parkway over Brush Creek*
- 6. Benton Boulevard over Brush Creek*
- 7. Elmwood Avenue over Brush Creek*
- 8. Gregory Boulevard over Big Blue River*
- 9. Hillcrest Road over Small Creek; and*

*WHEREAS, the US Department of Transportation provides funding for bridge replacement and rehabilitation projects through the BIP grant with a 80% federal and 20% local match requirement; and*

*WHEREAS, the anticipated cost of rehabilitating/replacing these nine bridges is estimated at \$46,227,448.00; and*

*WHEREAS, local matching funds are required up to the amount of \$9,245,490.00 based on the cost estimates; and*

*WHEREAS, the City of Kansas City has already appropriated a total of \$9,245,490.00 in GO Bond funds towards bridges on this priority list; and*

*WHEREAS, this project will improve reliability in our infrastructure and increase mobility by adding pedestrian and cycling modes of transportation to bridges; NOW, THEREFORE,*

*BE IT RESOLVED BY THE COUNCIL OF KANSAS CITY:*

*Section 1. That the City Council hereby expresses support for a grant application for the Bridge Investment Program and expresses its intent to provide matching local funds, as required by the grant obligations.*

*Section 2. That the City Manager is directed to submit a grant application for the Bridge Investment Program.*  
..end

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Approved as to form:

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Dustin E. Johnson  
Assistance City Attorney



# City of Kansas City, Missouri

## Docket Memo

Ordinance/Resolution #: 240334

Submitted Department/Preparer: Public Works

Revised 11/01/23

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

### Executive Summary

Resolution expressing support and matching funds for a Bridge Investment Program (BIP) grant that will rehabilitate or reconstruct nine (9) city bridges. The grant being requested is approximately \$36,981,958 with a 20% local match totaling \$9,245,490.

### Discussion

Public Works has identified nine priority bridges that are in need of reconstruction or rehabilitation. These bridges are eligible for a US Department of Transportation grant through the Bridge Investment Program (BIP) that funds projects at 80% federal and requires a 20% local match. The total cost of rebuilding or rehabilitating the nine identified bridges \$46.7M. Kansas City currently has appropriated or identified \$16.2M for four of these bridges. We are looking to leverage these local funds by completing nine bridges while using only 58% of the allocated funds. The bridge projects will incorporate sidewalks and bicycle facilities.

### Fiscal Impact

1. Is this legislation included in the adopted budget?  Yes  No
2. What is the funding source?  
\$37M would come from federal BIP grant, \$9.2M of the already allocated \$16.2M would be used as the matching funds, saving the city \$7M while completing 9 instead of 4 bridges.
3. How does the legislation affect the current fiscal year?  
No effect
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.  
Rehabilitating and replacing the bridges would reduce future maintenance costs of bridges.

5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?  
The resolution and grant application would leverage city funds by getting federal funds.

**Office of Management and Budget Review**  
(OMB Staff will complete this section.)

1. This legislation is supported by the general fund.  Yes  No
2. This fund has a structural imbalance.  Yes  No
3. Account string has been verified/confirmed.  Yes  No

**Additional Discussion (if needed)**  
Click or tap here to enter text.

## Citywide Business Plan (CWBP) Impact

1. View the [FY23 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?  
Infrastructure and Accessibility (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
- Engage in thoughtful planning and redesign of existing road networks to ensure safety, access, and mobility of users of all ages and abilities.
  - Enhance the City's connectivity, resiliency, and equity through a better-connected multi-modal transportation system for all users.
  - Build on existing strengths while developing a comprehensive transportation plan for the future.
  - Develop environmentally sustainable infrastructure strategies that improve quality of life and foster economic growth.
  - Ensure adequate resources are provided for continued maintenance of existing infrastructure.
  - Focus on delivery of safe connections to schools.

## Prior Legislation

none

## Service Level Impacts

This resolution will allow us to apply for federal bridge grants that will improve the level of service of city services by assuring bridges are kept open to heavy vehicles including freight, fire trucks, school buses, and garbage trucks.

## Other Impacts

1. What will be the potential health impacts to any affected groups?  
Positive impacts to health by avoiding bridge closures that cause additional vehicle traffic. New bridges will also provide sidewalk and bicycling accommodations.
2. How have those groups been engaged and involved in the development of this ordinance?  
Public participation will be part of the design process.
3. How does this legislation contribute to a sustainable Kansas City?  
Keeping bridges open allows the city to continue to be connected.
4. Does this legislation create or preserve new housing units?  
No (Press tab after selecting)

Click or tap here to enter text.

Click or tap here to enter text.

5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

No - CREO's review is not applicable (Press tab after selecting)

Please provide reasoning why not:

This is only a resolution.

6. Does this legislation seek to approve a contract resulting from an Invitation for Bid?

No(Press tab after selecting)

This is only a resolution.

7. Does this legislation seek to approve a contract resulting from a Request for Proposal/Qualification (RFP/Q)?

No(Press tab after selecting)



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**File #: 240335**

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ORDINANCE NO. 240335

Sponsor: Director of Public Works Department

Accepting the recommendations of the Public Works Standards Committee regarding certain amendments to the Public Works Standards and Design Criteria to be used in the construction of public improvements and the development of land or subdivision plats.

WHEREAS, the City Council created the Public Works Standards Committee pursuant to Section 88-605-04 of the Zoning and Development Code for the purpose of promulgating engineering and construction specifications and standards for proper development of the City; and

WHEREAS, the Public Works Standards Committee solicited and considered public feedback on proposed changes to the Standards and Design Criteria at a public hearing on July 21, 2023; and

WHEREAS, on January 22, 2024, the Public Works Standards Committee voted to recommend adoption of certain proposed changes:

1. Section 2200 – Subgrade Preparation Section 2201.3.E – Roll Testing;
2. Updating Standard Drawings Curb Ramp Template SW-1;
3. Updating Standard Drawings Speed Hump TC-SH-1;
4. New Standard Drawings Raised Crosswalk TC-RC-1;
5. New Standard Drawings Raised Intersection TC-RI-1;
6. New Standard Drawings Concrete Alley AS-2-C;
7. New Standard Drawings Concrete Alley AS-2-A; and

WHEREAS, the City Council believes it is in the best interest of the City to adopt these proposed changes to the Public Works Standards and Design Criteria; NOW, THEREFORE,

**BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:**

Section 1. That the recommendations of the Public Works Standards Committee concerning amendments to the Public Works Standards and Design Criteria are hereby accepted and the amended 2200 – Subgrade Preparation Section 2201.3.E – Roll Testing, Updating standard drawings curb ramp template SW-1, Updating Standard Drawings Speed Hump TC-SH-1, New Standard Drawings Raised Crosswalk TC-RC-1, New Standard Drawings Raised Intersection TC-RI-1, New Standard Drawings Concrete Alley AS-2-C, and New Standard Drawings Concrete Alley AS-2-A, are hereby adopted and will become effective on August 1, 2024.  
..end

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Approved as to form:

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Dustin E. Johnson  
Assistant City Attorney



# City of Kansas City, Missouri

## Docket Memo

Ordinance/Resolution #: 240335

Submitted Department/Preparer: Public Works

Revised 11/01/23

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

### Executive Summary

This Ordinance updates Public Works standards for Section 2200 - Subgrade Preparation Section 2201.3.E – Roll Testing, updating standard drawings curb ramp template SW-1, Updating Standard Drawings Speed Hump TC-SH-1, New Standard Drawings Raised Crosswalk TC-RC-1, New Standard Drawings Raised Intersection TC-RI-1, New Standard Drawings Concrete Alley AS-2-C, New Standard Drawings Concrete Alley AS-2-A.

### Discussion

The Standards Change Process was followed:

1. Public Works Standards Committee reviews proposed changes
2. Public meeting is held to receive public input on proposed changes
3. Public comments are received for 30 days immediately following the public meeting
4. Standards Committee may then recommend that the changes be approved, approved with modifications, denied, or continued for further consideration
5. City Council must make final approval of changes

The Public meeting was held on July 21, 2023.

The Public Works Standard Committee voted on January 22, 2024.

### Fiscal Impact

1. Is this legislation included in the adopted budget?  Yes  No
2. What is the funding source?  
N/A
3. How does the legislation affect the current fiscal year?  
N/A
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.  
No

5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?

No

### Office of Management and Budget Review

(OMB Staff will complete this section.)

1. This legislation is supported by the general fund.  Yes  No
2. This fund has a structural imbalance.  Yes  No
3. Account string has been verified/confirmed.  Yes  No

### Additional Discussion (if needed)

Click or tap here to enter text.

## Citywide Business Plan (CWBP) Impact

1. View the [FY23 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?  
Infrastructure and Accessibility (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
- Engage in thoughtful planning and redesign of existing road networks to ensure safety, access, and mobility of users of all ages and abilities.
  - Enhance the City's connectivity, resiliency, and equity through a better-connected multi-modal transportation system for all users.
  - Build on existing strengths while developing a comprehensive transportation plan for the future.
  - Develop environmentally sustainable infrastructure strategies that improve quality of life and foster economic growth.
  - Ensure adequate resources are provided for continued maintenance of existing infrastructure.
  - Focus on delivery of safe connections to schools.

## Prior Legislation

City Council created the Public Works Standards Committee pursuant to Section 88-605-04 of the Zoning and Development Code for the purpose of promulgating engineering and construction specifications and standards for proper development of the City

## Service Level Impacts

None Expected

## Other Impacts

1. What will be the potential health impacts to any affected groups?  
Impacts postiviely for pedestrians and promote safer walking
2. How have those groups been engaged and involved in the development of this ordinance?  
The proposed Ordinance has been vetted via Public meeting.
3. How does this legislation contribute to a sustainable Kansas City?  
Promotes walking and making it safer for pedestrians
4. Does this legislation create or preserve new housing units?  
No (Press tab after selecting)

Click or tap here to enter text.

Click or tap here to enter text.

5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

No - CREO's review is not applicable (Press tab after selecting)

Please provide reasoning why not:

Click or tap here to enter text.

6. Does this legislation seek to approve a contract resulting from an Invitation for Bid?

No(Press tab after selecting)

Click or tap here to enter text.

7. Does this legislation seek to approve a contract resulting from a Request for Proposal/Qualification (RFP/Q)?

No(Press tab after selecting)



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**File #: 240336**

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ORDINANCE NO. 240336

Sponsor: Director of Public Works Department

*Expressing the City Council's support for the City's grant application for the Mid-America Regional Council (MARC) Transportation Improvement Program (TIP) in the amount of \$55,300,000.00, which would require local matching funds up to the amount of \$12,200,000.00; and directing the Director of Public Works to submit the grant application to MARC.*

*WHEREAS, MARC serves as the Metropolitan Planning Organization (MPO) for Greater Kansas City, and is soliciting project proposals for four Federal Highway Administration funding programs: 2025-2028 Carbon Reduction Program (CRP), 2027-2028 Congestion Mitigation Air Quality (CMAQ), 2027-2028 Surface Transportation Block Grant Program (STBG) and the 2027-2028 STBG Set-aside (formerly Transportation Alternatives or TAP); and*

*WHEREAS, Public Works has identified eight (8) top priority projects which will be ready for obligation within the target federal fiscal years and which have engineering, right-of-way, and matching funds identified and/or appropriated:*

- 1. KCI-29 Mexico City Ave extension (Council District 1)*
- 2. Pleasant Valley Road (Council District 2)*
- 3. Traffic Signal Upgrades (Council District 3)*
- 4. Grand Ave Bike/Ped Bridge (Council District 4)*
- 5. Lee's Summit Road (Council District 5)*
- 6. Holmes Rd Blue Ridge to 135th (Council District 6)*
- 7. Trolley Track Bridge (Council District 6)*
- 8. Traffic Operations Center upgrades and TIS (Citywide)*

*WHEREAS, the federal funding of transportation projects included in the TIP require a minimum 20% local match; and*

*WHEREAS, the anticipated construction cost of these seven projects is estimated at \$67,500,000; and*

*WHEREAS, based on the project estimates, local matching funds are required up to the amount of \$12,200,000; and*

*WHEREAS, the City of Kansas City has already appropriated or allocated a total of \$25,500,000 Million in GO Bond funds towards projects on this list of priority projects. The City would therefore save \$13,200,000 in GO Bond capacity by leveraging federal funds; and*

*WHEREAS, these projects will improve reliability in our infrastructure and increase mobility by adding pedestrian and cycling modes, rehabilitate existing infrastructure and systems, and build new infrastructure in support of economic development; NOW, THEREFORE,*

*BE IT RESOLVED BY THE COUNCIL OF KANSAS CITY:*

*Section 1. That the City Council hereby expresses support for grant applications for the CRP, CMAQ, STPBG, and TAP programs through MARC and expresses its intent to provide matching local funds, as required by the grant obligations.*

*Section 2. That the Director of Public Works is directed to submit the grant applications to MARC.*

*..end*

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Approved as to form:

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Dustin E. Johnson  
Assistant District Attorney



# City of Kansas City, Missouri

## Docket Memo

Ordinance/Resolution #: 240336

Submitted Department/Preparer: Public Works

Revised 11/01/23

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

### Executive Summary

Resolution expressing support and matching funds for various MARC federal programmatic funds that will construct or rebuild eight (8) city roadways, pedestrian bridges and intersections. The grants being requested total approximately \$55,300,000 with a 20% local match totaling \$12,200,000.

### Discussion

Public Works has identified eight priority roadway, signal and pedestrian bridges that are in need of reconstruction. These projects are eligible for the federal transportation funds managed through MARC – these programmatic funds include CMAQ, STPBG, TAP, and CR. These grants fund projects at 80% federal and requires a 20% local match. The total cost of constructing the eight identified projects is \$67.5M. Kansas City currently has appropriated or identified \$25.5M for four of these projects. We are looking to leverage these local funds by completing eight projects and only using \$12.2M in city funds, saving \$13.2M in city funds. The projects will incorporate sidewalks and bicycle facilities, spur economic activity, and replace aging infrastructure.

### Fiscal Impact

1. Is this legislation included in the adopted budget?  Yes  No
2. What is the funding source?  
\$55.3M would come from federal grants, \$12.2M of the already allocated \$25.5M would be used as the matching funds, saving the city \$13.2M while completing 8 projects instead of 3.
3. How does the legislation affect the current fiscal year?  
No effect
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.  
Rehabilitating and replacing the bridges and roadways would reduce future maintenance costs of bridges.

5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?

The resolution and grant application would leverage city funds by getting federal funds.

**Office of Management and Budget Review**

(OMB Staff will complete this section.)

- 1. This legislation is supported by the general fund.  Yes  No
- 2. This fund has a structural imbalance.  Yes  No
- 3. Account string has been verified/confirmed.  Yes  No

**Additional Discussion (if needed)**

Click or tap here to enter text.

**Citywide Business Plan (CWBP) Impact**

- 1. View the [FY23 Citywide Business Plan](#)
- 2. Which CWBP goal is most impacted by this legislation?  
Infrastructure and Accessibility (Press tab after selecting.)
- 3. Which objectives are impacted by this legislation (select all that apply):
  - Engage in thoughtful planning and redesign of existing road networks to ensure safety, access, and mobility of users of all ages and abilities.
  - Enhance the City's connectivity, resiliency, and equity through a better-connected multi-modal transportation system for all users.
  - Build on existing strengths while developing a comprehensive transportation plan for the future.
  - Develop environmentally sustainable infrastructure strategies that improve quality of life and foster economic growth.
  - Ensure adequate resources are provided for continued maintenance of existing infrastructure.
  - Focus on delivery of safe connections to schools.

**Prior Legislation**

none

## Service Level Impacts

This resolution will allow us to apply for federal programmatic funds that will improve the level of service of city services by assuring bridges and roadways are kept open and traffic signals are efficient to allow the movement of people and goods including freight, fire trucks, school buses, pedestrian, cyclists and garbage trucks.

## Other Impacts

1. What will be the potential health impacts to any affected groups?  
Positive impacts to health by avoiding road/bridge closures that cause additional vehicle traffic. New roads and sbridges will also provide sidewalk and bicycling accommodations. The pedestrian bridges and traffic signals will reduce traffic congestion.
2. How have those groups been engaged and involved in the development of this ordinance?  
Public participation will be part of the design process.
3. How does this legislation contribute to a sustainable Kansas City?  
Keeping bridges and roadways open allows the city to continue to be connected.
4. Does this legislation create or preserve new housing units?  
No (Press tab after selecting)

Click or tap here to enter text.

Click or tap here to enter text.

5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

No - CREO's review is not applicable (Press tab after selecting)

Please provide reasoning why not:

This is only a resolution.

6. Does this legislation seek to approve a contract resulting from an Invitation for Bid?

No(Press tab after selecting)

This is only a resolution.

7. Does this legislation seek to approve a contract resulting from a Request for Proposal/Qualification (RFP/Q)?  
No(Press tab after selecting)



**File #: 240339**

ORDINANCE NO. 240339

Sponsor: Director of Public Works Department

Authorizing amendment No. 3 with McClure Engineering Company in the amount of \$325,759.00 for completion of the design for Holmes Road from Blue Ridge to 137th Street Roadway Improvements (Project Number 89008543) for a total contract amount of \$902,259.00 and recognizing this ordinance as having an accelerated effective date.

WHEREAS, City Council approved Ordinance No. 170926 which authorized a Design Professional Services agreement with Shafer, Kline and Warren, Inc. in the amount of \$420,000.00 for the project; and

WHEREAS, City Council approved Ordinance No. 200619 which authorized a Design Professional Services Amendment No. 1 with McClure Engineering in the amount of \$108,000.00 for the project; and

WHEREAS, Director of Public Works approved a Design Professional Services Amendment No. 2 with McClure Engineering in the amount of \$48,500.00 for the project; and

WHEREAS, Amendment No. 3 is needed to complete the design and prepare project specifications for construction; NOW THEREFORE,

**BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY**

Section 1. That the Director of Public Works is hereby authorized to execute the design professional services Amendment No. 3 with McClure Engineering Company in the amount of \$325,759.00 for Project No. 89008543 Holmes Road from Blue Ridge to 137th Street for a total amount of \$902,259.00. A copy of the amendment is on file with the Public Works Department.

Section 2. That the Director of Public Works is hereby authorized to expend the sum of \$325,759.00 from funds previously appropriated in the account string 24-3090-898601-B-89008543.

Section 3. That this ordinance, relating to the design repair, maintenance, or construction of a public improvement, is recognized as an ordinance with an accelerated effective date as provided by Section 503(a)(3)(D) of the City Charter and shall take effect in accordance with Section 503, City Charter.

..end

I hereby certify that there is a balance, otherwise unencumbered, to the credit of the appropriation to which the forgoing expenditure is to be charged, and a cash balance, otherwise

unencumbered, in the treasury to the credit of the fund from which payment is to be made, each sufficient to meet the obligation hereby incurred.

---

Tammy L. Queen  
Director of Finance

Approved as to form:

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Dustin E. Johnson  
Assistant City Attorney



# City of Kansas City, Missouri

## Docket Memo

Ordinance/Resolution #: 240339

Submitted Department/Preparer: Public Works

Revised 11/01/23

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

### Executive Summary

Authorizing amendment No. 3 with McClure Engineering Company (formerly Shafer, Kline and Warren) in the amount of \$325,759.00 for the final design of Holmes Road Improvement from E. Blue Ridge Blvd. to E 135<sup>th</sup> St. (Project Number 89008543) for a total contract amount of \$900,259.00.

### Discussion

Holmes Road from E. Blue Ridge to E. 135<sup>th</sup> St. has been designed to 60% complete. Construction funds have been designated for this much needed improvement to Holmes Road and the design should be completed in preparation of bidding and construction. The reconstruction of the Blue Ridge/ Holmes Rd. intersection and widening of Holmes Rd. will address the many needs for this corridor including curb and gutter, sidewalk, new efficient street lights, storm sewer, safer pedestrian access, and improved traffic flow and safety. Additional right of way will be acquired in support of widening Holmes Rd. which will complement the improvements already completed for E. 135<sup>th</sup> St.

CREO approved goals of 22% MBE/9% WBE and will be carried forward with this amendment by utilizing Taliaferro and Browne, Custom Engineering, SE3, VSM, and Shockey Consulting.

### Fiscal Impact

1. Is this legislation included in the adopted budget?  Yes  No

2. What is the funding source?

Professional services Amendment No. 3 with McClure Engineering Company in the amount of \$325,759.00 for Project No. 89008543 Holmes Road from Blue Ridge to 137<sup>th</sup> Street for a total amount of \$900,259.00. A copy of the amendment is on file with the Public Works Department. Capital Improvements Fund - 3090

3. How does the legislation affect the current fiscal year?

There is no effect

4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.  
No
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?  
No

**Office of Management and Budget Review**  
(OMB Staff will complete this section.)

1. This legislation is supported by the general fund.  Yes  No
2. This fund has a structural imbalance.  Yes  No
3. Account string has been verified/confirmed.  Yes  No

**Additional Discussion (if needed)**

Click or tap here to enter text.

**Citywide Business Plan (CWBP) Impact**

1. View the [FY23 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?  
Infrastructure and Accessibility (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
  - Engage in thoughtful planning and redesign of existing road networks to ensure safety, access, and mobility of users of all ages and abilities.
  - Enhance the City's connectivity, resiliency, and equity through a better-connected multi-modal transportation system for all users.
  - Build on existing strengths while developing a comprehensive transportation plan for the future.
  - Develop environmentally sustainable infrastructure strategies that improve quality of life and foster economic growth.
  - Ensure adequate resources are provided for continued maintenance of existing infrastructure.
  - Focus on delivery of safe connections to schools.

**Prior Legislation**

----- Original Contract		
Ordinance 170926	\$420,000	
First Amendment, Ordinance 200619		\$108,000
Second Amendment		\$48,500 (ordinance not required)

## Service Level Impacts

The reconstruction of the Holmes Road from Blue Ridge to 135<sup>th</sup> will provide improved traffic flow for this corridor in support of local businesses and residents. The Blue Ridge / Holmes Rd. intersection reconstruction is needed to reduce wait times at this traffic signal. It will also include a sidewalk to allow for safer pedestrian movements.

## Other Impacts

1. What will be the potential health impacts to any affected groups?  
The installation of the sidewalk will allow for additional exercise benefits that currently do not exist at this location while providing a safer path for pedestrians.
  
2. How have those groups been engaged and involved in the development of this ordinance?  
There have been several opportunities for public input into the design. We also have continued to keep the project open for public comment on the website as we complete the plans. May 2019 was last formal public meeting presenting the 30% design plan set. A public meeting will be held summer 2024 to present the 60% design. The 100% design will be completed by January 2025.
  
3. How does this legislation contribute to a sustainable Kansas City?  
Reducing the travel time will significantly reduce the emissions and allow for better air quality.
  
4. Does this legislation create or preserve new housing units?  
Please Select (Press tab after selecting)  
  
No
  
5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.  
  
Yes - I have submitted documents for CREO Review (Press tab after selecting)  
Please attach or copy and paste CREO's review.

Click or tap here to enter text.

6. Does this legislation seek to approve a contract resulting from an Invitation for Bid?

No(Press tab after selecting)

Click or tap here to enter text.

7. Does this legislation seek to approve a contract resulting from a Request for Proposal/Qualification (RFP/Q)?

No(Press tab after selecting)

## Compliance Audit: Audit Summary for Total Contract

- Main
- View
- Settings
- Subs
- Docs
- Change Orders & Task Orders
- Alerts
- Comments
- Messages
- Closeout
- Compliance Audit List
- Compliance Audit Summary**
- Compliance Audit FY
- Reviews
- Site Visits
- Reports
- Workforce Setup
- Workforce Audit List
- Workforce Audit Summary

CS180020: CS180020-Holmes Rd (Blue Ridge Blvd to 137th St - 89008543) Status: **Open**  
 Prime: McClure Engineering Co Current Award: **\$418,000**  
 2/2/2018 - 2/2/2020 Goal: **31.00%** Total Paid: **\$133,129**  
% Credit: **107.48%** For Credit: **\$143,094**

### Final Audit

Compliance Audit Summary - Total Contract							
	Current Award	#	Award Percent	Payments	#	Payments Percent	Difference (Payments - Award)
Prime Contract	\$418,000.00			\$133,129.49			
For Credit	\$129,580.00	6 subs	31.000%	\$143,093.95	5 subs	107.485%	76.485% above goal
<b>Goal Types</b>							
For Credit to MBE Goal	\$91,960.00	4 subs	22.000%	\$123,761.08	4 subs	92.963%	70.963% above goal
For Credit to WBE Goal	\$37,620.00	2 subs	9.000%	\$19,332.87	1 sub	14.522%	5.522% above goal
Contract Progress	<div style="width: 32%; background-color: #0056b3; height: 15px;"></div> 32%						
For Credit Progress	<div style="width: 110%; background-color: #008000; height: 15px;"></div> 110%						

Award values may not match due to differences between overall contract goal and subcontractor assignments.

Prime Contractor - Total Contract						
Prime Contractor	Cert	Inc in Goal	Contracted % Paid %	Paid TO Prime Prime's Share		
McClure Engineering Co DBA Shafer, Kline & Warren, Inc. Susan Copenhaver SCopenhaver@mcclurevision.com P 660-415-4001	<a href="#">Info</a> <a href="#">Payments</a> <a href="#">Profile</a> <a href="#">Email</a>	No	69.00% -7.48%	\$133,129	-\$9,964	

Subcontractors - Total Contract (6 subcontractors)								
Subcontractor	Cert	Type	Inc in Goal	Contracted % Paid %	Contracted \$ Paid \$	For Credit \$		
<b>1</b> Custom Engineering, Inc. Erin Decker registration@customengr.com P 816-350-1473, F 816-350-1579	<a href="#">Info</a> <a href="#">Payments</a> <a href="#">Profile</a> <a href="#">Email</a>	Sub	100% MBE	4.00% 10.06%	\$16,720 \$13,389	\$13,389		
<b>1</b> SE3, LLC Vernal Stewart vstewart@se3.us P 816-272-5545, F 816-817-0747	<a href="#">Info</a> <a href="#">Payments</a> <a href="#">Profile</a> <a href="#">Email</a>	Sub	100% MBE	5.00% 16.24%	\$20,900 \$21,619	\$21,619		
<b>1</b> Shockey Consulting Services, LLC	<a href="#">Info</a> <a href="#">Payments</a>	Sub	100% WBE	2.00% 0.00%	\$8,360 \$0	\$0		

<p>SHEILA SHOCKEY                      accounting@shockeyconsulting.com                      P 913-248-9585, F 913-248-9581</p>		<p><a href="#">Profile</a>  <a href="#">Email</a></p>					
<p><b>1</b> Taliaferro &amp; Browne, Inc.</p>	<p>Jeff Bowers                      jbowers@tb-engr.com                      P 816-283-3456, F 816-283-0810</p>	<p><a href="#">Info</a>  <a href="#">Payments</a>  <a href="#">Profile</a>  <a href="#">Email</a></p>	<p>✔ Sub                      100% MBE</p>	<p>✔</p>	<p>11.00%                      59.03%</p>	<p>\$45,980                      \$78,585</p>	<p>\$78,585</p>
<p><b>1</b> Tech. Services to Go, Inc. DBA TSI Geotechnical, Inc.</p>	<p>DENISE HERVEY                      dhervey@tsi-engineering.com                      P 913-749-4010 Ext. 4002, F 314-227-6612</p>	<p><a href="#">Info</a>  <a href="#">Payments</a>  <a href="#">Profile</a>  <a href="#">Email</a></p>	<p>✔ Sub                      100% MBE</p>	<p>✔</p>	<p>2.00%                      7.64%</p>	<p>\$8,360                      \$10,168</p>	<p>\$10,168</p>
<p><b>1</b> VSM Engineering, LLC</p>	<p>VALERIE MCCAW                      vmccaw@vsmkc.com                      P 816-914-1788, F 816-746-8886</p>	<p><a href="#">Info</a>  <a href="#">Payments</a>  <a href="#">Profile</a>  <a href="#">Email</a></p>	<p>✔ Sub                      100% WBE</p>	<p>✔</p>	<p>7.00%                      14.52%</p>	<p>\$29,260                      \$19,333</p>	<p>\$19,333</p>

[Customer Support](#)

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**Inter-Departmental Communication**

Date: April 9, 2024

To: Councilman Kevin O'Neill; Chair; Transportation, Infrastructure & Operations Committee

From Jaime Guillen; Director; Civil Rights & Equal Opportunity Department

Subject: Revised CUP Summary for Amendment 3 #: 240339

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**CONTRACTOR:** McClure Engineering  
Address: 1700 Swift St., Suite 100  
N. Kansas City, MO 64116  
Contract #: CS180020 / 89008543 – Holmes Rd.  
Improvements- Blue Ridge to 137<sup>th</sup> St.  
Contract Amount: \$902,259.00 (\$325,759 on Amendment 3)  
MBE Goal: 13%  
WBE Goal: 10%  
Total MBE Achieved: 26%  
Total WBE Achieved: 8%

**MBE SUBCONTRACTORS:**

Name: Taliaferro & Browne, Inc.  
Address: 1020 E. 8<sup>th</sup> St.  
Kansas City, MO 64106  
Scope of Work: Stormwater Design  
Subcontract Percentage: 15%  
Ownership: Adebrihan, Hagos  
Structure: African-American Male Code: 15

**MBE SUBCONTRACTORS:**

Name: Custom Engineering, Inc.  
Address: 12760 E. US Highway 40  
Independence, MO 64055  
Scope of Work: Streetlight Design  
Subcontract Percentage: 5%  
Ownership: Davis, Joseph  
Structure: African-American Male Code: 15

**MBE SUBCONTRACTORS:**

Name: Tech Services to Go, Inc. dba TSi Geotechnical  
Address: 8248 NW 101<sup>st</sup> Terrace, #5  
Kansas City, MO 64153  
Scope of Work: Geotechnical Services  
Subcontract Percentage: 2%  
Ownership: Hervey, Denise  
Structure: African-American Female Code: 19

**MBE SUBCONTRACTORS:**

Name: SE3, LLC  
Address: 8401 E. State Route 350  
Kansas City, MO 64133  
Scope of Work: Traffic Control Design  
Subcontract Percentage: 4%  
Ownership: Stewart, Vernal  
Structure: African-American Male Code: 15

**WBE SUBCONTRACTORS:**

Name: Shockey Consulting Services, LLC  
Address: 7944 Santa Fe Dr.  
Overland Park, KS 66204  
Scope of Work: Envision Certification  
Subcontract Percentage: 2%  
Ownership: Shockey, Sheila  
Structure: Caucasian Female Code: 27

**WBE SUBCONTRACTORS:**

Name: VSM Engineering, LLC  
Address: 8008 NW Chatham Ave.  
Kansas City, MO 64151  
Scope of Work: SWPPP / Utility Coordination  
Subcontract Amount: 6%  
Ownership: McCaw, Valerie  
Structure: Caucasian Female Code: 27

**Comments:**

The original goals set for the project were 13% MBE and 10% WBE. The CUP was originally approved with participation of 22% MBE and 9% WBE. The CUP was later changed with an RFM to show participation of 26% MBE and 8% WBE. The change was due to changes in the scopes of work included in the project.

Page 3: CS180020 / 89008543 – Holmes Rd. Improvements- Blue Ridge to 137<sup>th</sup> St.

Original Contract Amount:	\$418,000.00
Amendment 1:	\$108,000.00
Amendment 2:	<u>\$ 50,530.00</u>
Current Contract Amount:	\$576,530.00
Proposed Amendment 3:	<u>\$325,729.00</u>
Proposed Contract Amount:	\$902,259.00

According to the prime contractor and B2G, the prime contractor is currently achieving the following participation on the contract:

Dollars paid to prime contractor by City to date: \$564,435  
Dollars paid to MBEs by prime contractor to date: \$123,761.08 for 22% MBE  
Dollars paid to WBEs by prime contractor to date: \$19,332.87 for 3% WBE.

The prime contractor indicated that they are committed to meeting or exceeding the MBE/WBE goals on the project. The prime contractor indicated that the WBE subcontractors' participation will increase on this amendment.



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**File #: 240330**

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ORDINANCE NO. 240330

Sponsor: Director of Water Services Department

Authorizing a \$6,045,610.00 construction contract with The Havens Construction Company, Inc., for the I/I Reduction: Northern Basin Project 1 project; authorizing a maximum expenditure of \$6,651,000.00; authorizing a \$759,000.00 design professional services Amendment No. 1 to Contract No. 1584 with George Butler Associates, Inc., for the I/I Reduction: Northern Basin Project 1 project for a total contract amount of \$1,348,000.00; and recognizing this ordinance as having an accelerated effective date.

WHEREAS, City Council passed Ordinance No. 200318 on May 14, 2020, which authorized a \$589,000.00 design professional services Contract No. 1584 with Geroge Butler Associates, Inc., for conceptual, preliminary, and final design of the I/I Reduction: Northern Basin Project 1 project; and

WHEREAS, this proposed ordinance is for authorization of a construction project and design professional services construction phase services Amendment No. 1 for the I/I Reduction: Northern Basin Project 1 project; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of the Water Services Department is authorized to execute Contract No. 1585 in the amount of \$6,045,610.00 with The Havens Construction Company, Inc., for the I/I Reduction: Northern Basin Project 1 project, Project No. 81000719. A copy of the contract is on file in the office of Water Services.

Section 2. That the Director of the Water Services Department is authorized to expend up to maximum of \$6,651,000.00 from Account No. AL-8193-807769-611060-81000719, Overflow Control Program, to satisfy the cost of this contract.

Section 3. That the Director of the Water Services Department is authorized to execute a design professional services Amendment No. 1 to Contract No. 1584 in the amount of \$759,000.00 with George Butler Associates, Inc., for the I/I Reduction: Northern Basin Project 1 project, Project No. 81000719. A copy of the amendment is on file in the office of Water Services.

Section 4. That the Director of the Water Services Department is authorized to expend up to maximum of \$759,000.00 from Account No. 24-8110-807769-611040-81000719, Overflow Control Program, to satisfy the cost of this contract.

Section 5. That this ordinance, relating to the design, repair, maintenance, or construction of a public improvement, is recognized as an ordinance with an accelerated effective date as provided by Section 503(a)(3)(D) of the City Charter and shall take effect in accordance with Section 503, City Charter.

..end

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I hereby certify that there is a balance, otherwise unencumbered, to the credit of the appropriation to which the foregoing expenditure is to be charged, and a cash balance, otherwise unencumbered, in the treasury, to the credit of the fund from which payment is to be made, each sufficient to meet the obligation hereby incurred.

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Tammy L. Queen  
Director of Finance

Approved as to form:

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Mark P. Jones  
Senior Associate City Attorney



# City of Kansas City, Missouri

## Docket Memo

Ordinance/Resolution #: 240330

Submitted Department/Preparer: Water

Revised 11/01/23

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

### Executive Summary

Authorizing a \$6,045,610.00 construction contract with Havens Construction Company, Inc., for the I/I Reduction: Northern Basin Project 1 project; authorizing a maximum expenditure of \$6,651,000.00; authorizing a \$759,000.00 design professional services Amendment No. 1 to Contract No. 1584 with George Butler Associates, Inc., for the I/I Reduction: Northern Basin Project 1 project for a total contract amount of \$1,348,000.00 and recognizing this ordinance as having an accelerated effective date.

### Discussion

#### Reason for Contract

In 2010, the City of Kansas City, Missouri entered into a Consent Decree with the United States Environmental Protection Agency (EPA) to reduce the volume and frequency of overflows from the City's sewer system. The City's Smart Sewer Program is currently in year 14 of a 30-year implementation period. The purpose of this project is to reduce inflow and infiltration (I/I) flows in the sanitary sewer system. System information was gathered to identify and quantify I/I sources and to develop rehabilitation and I/I source reduction recommendations. Activities will include various sewer rehabilitation methods to reduce I/I and to restore the service life of existing sewers in the project area.

#### Construction Contract Description

The scope of work to be provided under the construction contract includes rehabilitation or replacement of approximately 370 manholes, 29,000 linear feet (LF) of sewer main ranging in diameter from 8-inches to 24-inches, and 470 associated services lateral connections. The total amount of the proposed construction contract is \$6,045,610.00.

The term of this project will be 480 calendar days.

#### Solicitation

I/I Reduction: Northern Basin Project 1 was advertised in accordance with the City's requirements on December 18, 2023, and bids were opened on January 23, 2024, with two (2) bidders responding.

Awardee/Subcontracting Participation

The Havens Construction Company, Inc. submitted the lowest, responsible, and responsive bid of \$6,045,610.00, with subcontracting participation of 10% MBE and 10% WBE.

Other Bidders/Subcontracting Participation

Kissick Construction Company, Inc. was the other bidder on this project. They submitted a bid in the amount of \$6,370,295.00, with subcontracting participation of 10.1% MBE and 10.8% WBE.

Estimated Opinion of Probable Construction Costs

The Engineer’s Opinion of Probable Construction Cost was \$7,900,000.00.

Design Professional Services Contract Amendment Description

City Council passed Ordinance No. 200318 on May 14, 2020, which authorized a \$589,000.00 design professional services contract with George Butler Associates, Inc. for conceptual, preliminary, and final design of the I/I Reduction: Northern Basin Project 1 project.

The proposed \$759,000.00 Amendment No. 1 will provide for construction phase services including project management and administration services, construction office and field support services, and resident project representative services.

**Fiscal Impact**

1. Is this legislation included in the adopted budget?  Yes  No

2. What is the funding source?  
AL-8193-807769-611060-81000719 = \$6,651,000.00  
24-8110-807769-611040-81000719 = \$759,000.00  
Overflow Control Program  
8193- Sewer Revenue Bond Series 2023A Fund  
8110- Sewer Fund

3. How does the legislation affect the current fiscal year?  
Work on this project will begin in the current fiscal year and extend into FY25. Invoices will be submitted by the Contractor and Design Professional on a monthly basis after construction begins.

4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.  
Funds encumbered in the current fiscal year will be disbursed over subsequent fiscal years as construction proceeds. Work on the project is anticipated to be complete within 480 calendar days from when work begins.

5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?

No

### Office of Management and Budget Review

(OMB Staff will complete this section.)

1. This legislation is supported by the general fund.  Yes  No
2. This fund has a structural imbalance.  Yes  No
3. Account string has been verified/confirmed.  Yes  No

### Additional Discussion (if needed)

Click or tap here to enter text.

## Citywide Business Plan (CWBP) Impact

1. View the [FY23 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?  
Infrastructure and Accessibility (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
- Engage in thoughtful planning and redesign of existing road networks to ensure safety, access, and mobility of users of all ages and abilities.
  - Enhance the City's connectivity, resiliency, and equity through a better-connected multi-modal transportation system for all users.
  - Build on existing strengths while developing a comprehensive transportation plan for the future.
  - Develop environmentally sustainable infrastructure strategies that improve quality of life and foster economic growth.
  - Ensure adequate resources are provided for continued maintenance of existing infrastructure.
  - Focus on delivery of safe connections to schools.

## Prior Legislation

City Council passed Ordinance No. 200318 on May 14, 2020, authorizing a \$589,000.00 design professional services Contract Number 1584 with George Butler

Associates, Inc. for conceptual, preliminary, and final design of the I/I Reduction: Northern Basin Project 1 project.

## Service Level Impacts

This inflow and infiltration reduction project will reduce the amount of stormwater and groundwater getting into the City's separate sanitary system by repairing sewer pipe structural defects and help restore sewer conveyance capacity and reduce the occurrence of wet-weather overflows within the City's existing sanitary sewer system, thereby protecting public health and the environment.

## Other Impacts

1. What will be the potential health impacts to any affected groups?  
The project will protect public health and the environment by restoring sewer conveyance capacity, increasing the service life of the existing sewer system, and improving the water quality of the City's waterways.
2. How have those groups been engaged and involved in the development of this ordinance?  
This project area is in a neighborhood that is primarily residential. A public meeting will be held at a suitable location so the construction team (contractor, design professional, and city representative) can meet with the residents to discuss the construction.
3. How does this legislation contribute to a sustainable Kansas City?  
This project helps promote environmental quality, social equity, and economic vitality.
4. Does this legislation create or preserve new housing units?  
No (Press tab after selecting)  
  
N/A  
Click or tap here to enter text.
5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.  
  
Yes - I have submitted documents for CREO Review (Press tab after selecting)  
Please attach or copy and paste CREO's review.  
The Contractor Utilization Plan for the construction project was submitted to CREO KC for review on February 26, 2024, and was approved February 27, 2024 with 10% MBE and 10% WBE participation.

Subcontracting goals on the design professional services project will remain unchanged at 15% MBE and 10% WBE with this amendment.

6. Does this legislation seek to approve a contract resulting from an Invitation for Bid?

Yes(Press tab after selecting)

List the three (3) lowest bidders in addition to the selected bidder.

Havens Construction Company, Inc. \$6,045,610.00

Kissick Construction Company, Inc. \$6,370,295.00

7. Does this legislation seek to approve a contract resulting from a Request for Proposal/Qualification (RFP/Q)?

No(Press tab after selecting)



# MBE/WBE/DBE Contract Goals Request

Date: June 28, 2019  
 To: Phillip Yelder, Human Relations Department  
 From: Andy Shively, Office of the City Manager

<b>Project Number</b>	<b>Project Name</b>	
81000917	Sewer Separation: Outfall 054	
<b>Contract ID Number</b>	<b>Estimated Cost: (cost breakdown attached)</b>	<b>Solicitation Date:</b>
1573	\$ 600,000	Dec 2019
<b>Estimated Project Duration:</b>		

Note: Click the box to select

<input checked="" type="checkbox"/> <b>FICB</b> <b>PREVAILING WAGE:</b> <input type="checkbox"/> YES <input type="checkbox"/> NO			
Contract Category:	<input type="checkbox"/> Construction	<input type="checkbox"/> Design-Build	<input type="checkbox"/> Non-Municipal Agency
	<input checked="" type="checkbox"/> Design Professional	<input type="checkbox"/> Other Goods & Services	<input type="checkbox"/> Lease
	<input type="checkbox"/> Professional Services	<input type="checkbox"/> Facilities Maintenance/Repair	<input type="checkbox"/> Tenant (MBE/WBE)
	<input type="checkbox"/> Other (Enter Type):		<input type="checkbox"/> Concession
Type:	<input checked="" type="checkbox"/> Original	<input type="checkbox"/> Amendment No.	
Funding:	<input checked="" type="checkbox"/> City(MBE/WBE)	<input type="checkbox"/> Federal (DBE)	<input type="checkbox"/> State (DBE)
	<input type="checkbox"/> Other:	<input type="checkbox"/> Grant#	
Construction Workforce Goals: Are the estimated construction labor hours greater than 800 and the estimated cost greater than \$300,000? If yes, complete "Required Crafts" Worksheet and include total number of hours in Description of Work.			<input type="checkbox"/> Yes <input type="checkbox"/> No
<input checked="" type="checkbox"/> Estimated Cost Breakdown attached - Page 2 <input type="checkbox"/> List of Required Crafts attached - Page 3			

**Description of work:**

Separation of the combined sewer into distinct storm and sanitary sewer systems in the area tributary to Outfall 054.

cc: \_\_\_\_\_

<b>FOR HUMAN RELATIONS DEPARTMENT USE ONLY:</b>	
<input type="checkbox"/> No Goals are set for this Project; OR	
<input checked="" type="checkbox"/> The following Goals are approved for this Project	15 % MBE    10 % WBE OR _____ % DBE
Human Relations Department	Date: 07/15/19

<b>FOR FAIRNESS IN CONSTRUCTION BOARD USE ONLY<sup>2</sup></b>	<input type="checkbox"/> Approved	<input type="checkbox"/> Disapproved	<input type="checkbox"/> N/A
_____	_____		
	Date		

<b>FOR GRANT AGENCY USE ONLY<sup>3</sup></b>	<input type="checkbox"/> Approved	<input type="checkbox"/> Disapproved	<input type="checkbox"/> N/A
_____	_____		
	Date		

<sup>1</sup> DBE Programs apply to specific federal or state grant requirements.  
<sup>2</sup> For Projects subject to prevailing wage requirements only.  
<sup>3</sup> Federal and state grant agreements may require granting agency approval of contract goals.



# MBE/WBE/DBE Contract Goals Request

Date: June 28, 2019  
 To: Phillip Yelder, Human Relations Department  
 From: Andy Shively, Office of the City Manager

<b>Project Number</b>	<b>Project Name</b>	
81000916	Green Infrastructure - Town Fork Creek/63rd St.	
<b>Contract ID Number</b>	<b>Estimated Cost: (cost breakdown attached)</b>	<b>Solicitation Date:</b>
1575	\$ 1,000,000	Mar 2020

**Estimated Project Duration:**

Note: Click the box to select

<input checked="" type="checkbox"/> <b>FICB</b> <b>PREVAILING WAGE:</b> <input type="checkbox"/> YES <input type="checkbox"/> NO			
Contract Category:	<input type="checkbox"/> Construction	<input type="checkbox"/> Design-Build	<input type="checkbox"/> Non-Municipal Agency
	<input checked="" type="checkbox"/> Design Professional	<input type="checkbox"/> Other Goods & Services	<input type="checkbox"/> Lease
	<input type="checkbox"/> Professional Services	<input type="checkbox"/> Facilities Maintenance/Repair	<input type="checkbox"/> Tenant (MBE/WBE)
	<input type="checkbox"/> Other (Enter Type):		<input type="checkbox"/> Concession
Type:	<input checked="" type="checkbox"/> Original <input type="checkbox"/> Amendment No.		
Funding:	<input checked="" type="checkbox"/> City(MBE/WBE) <input type="checkbox"/> Federal (DBE) <input type="checkbox"/> State (DBE)		
	<input type="checkbox"/> Other: <input type="checkbox"/> Grant#		
Construction Workforce Goals: Are the estimated construction labor hours greater than 800 and the estimated cost greater than \$300,000? If yes, complete "Required Crafts" Worksheet and include total number of hours in Description of Work.			<input type="checkbox"/> Yes <input type="checkbox"/> No
<input checked="" type="checkbox"/> Estimated Cost Breakdown attached - Page 2 <input type="checkbox"/> List of Required Crafts attached - Page 3			

**Description of work:**

Design for a green infrastructure project in the area of Town Fork Creek and 63rd Street.

cc: \_\_\_\_\_

<b>FOR HUMAN RELATIONS DEPARTMENT USE ONLY:</b>	
<input type="checkbox"/> No Goals are set for this Project; OR	
<input checked="" type="checkbox"/> The following Goals are approved for this Project	<u>15</u> % MBE <u>10</u> % WBE    OR    _____ % DBE
Human Relations Department	 Date: <u>07/15/19</u>

<b>FOR FAIRNESS IN CONSTRUCTION BOARD USE ONLY<sup>2</sup></b>	
<input type="checkbox"/> Approved <input type="checkbox"/> Disapproved <input type="checkbox"/> N/A	
_____	_____ Date
<b>FOR GRANT AGENCY USE ONLY<sup>3</sup></b>	
<input type="checkbox"/> Approved <input type="checkbox"/> Disapproved <input type="checkbox"/> N/A	
_____	_____ Date

<sup>1</sup> DBE Programs apply to specific federal or state grant requirements.

<sup>2</sup> For Projects subject to prevailing wage requirements only.

<sup>3</sup> Federal and state grant agreements may require granting agency approval of contract goals.



# MBE/WBE/DBE Contract Goals Request

Date: June 28, 2019  
 To: Phillip Yelder, Human Relations Department  
 From: Andy Shively, Office of the City Manager

<b>Project Number</b>	<b>Project Name</b>	
81000920	RT-DSS Implementation - OK Creek Gates	
<b>Contract ID Number</b>	<b>Estimated Cost: (cost breakdown attached)</b>	<b>Solicitation Date:</b>
1577	\$ 3,500,000	Feb 2020
<b>Estimated Project Duration:</b>		

Note: Click the box to select

<input checked="" type="checkbox"/> <b>FICB</b> <b>PREVAILING WAGE:</b> <input type="checkbox"/> YES <input type="checkbox"/> NO			
Contract Category:	<input type="checkbox"/> Construction	<input type="checkbox"/> Design-Build	<input type="checkbox"/> Non-Municipal Agency
	<input checked="" type="checkbox"/> Design Professional	<input type="checkbox"/> Other Goods & Services	<input type="checkbox"/> Lease
	<input type="checkbox"/> Professional Services	<input type="checkbox"/> Facilities Maintenance/Repair	<input type="checkbox"/> Tenant (MBE/WBE)
	<input type="checkbox"/> Other (Enter Type):		<input type="checkbox"/> Concession
Type:	<input checked="" type="checkbox"/> Original <input type="checkbox"/> Amendment No.		
Funding:	<input checked="" type="checkbox"/> City(MBE/WBE)	<input type="checkbox"/> Federal (DBE)	<input type="checkbox"/> State (DBE)
	<input type="checkbox"/> Other:	<input type="checkbox"/> Grant#	
Construction Workforce Goals: Are the estimated construction labor hours greater than 800 and the estimated cost greater than \$300,000? If yes, complete "Required Crafts" Worksheet and include total number of hours in Description of Work.			<input type="checkbox"/> Yes <input type="checkbox"/> No
<input checked="" type="checkbox"/> Estimated Cost Breakdown attached - Page 2		<input type="checkbox"/> List of Required Crafts attached - Page 3	

**Description of work:**

Real Time Decision Support System for the OK Creek Gate controls

cc: \_\_\_\_\_

<b>FOR HUMAN RELATIONS DEPARTMENT USE ONLY:</b>	
<input type="checkbox"/> No Goals are set for this Project; OR	
<input checked="" type="checkbox"/> The following Goals are approved for this Project	
	15 % MBE    10 % WBE OR _____ % DBE
Human Relations Department	Date: 07/15/19

<b>FOR FAIRNESS IN CONSTRUCTION BOARD USE ONLY<sup>2</sup></b>			
<input type="checkbox"/> Approved	<input type="checkbox"/> Disapproved	<input type="checkbox"/> N/A	
_____	_____		
	Date		

<b>FOR GRANT AGENCY USE ONLY<sup>3</sup></b>			
<input type="checkbox"/> Approved	<input type="checkbox"/> Disapproved	<input type="checkbox"/> N/A	
_____	_____		
	Date		

<sup>1</sup> DBE Programs apply to specific federal or state grant requirements.  
<sup>2</sup> For Projects subject to prevailing wage requirements only.  
<sup>3</sup> Federal and state grant agreements may require granting agency approval of contract goals.



# MBE/WBE/DBE Contract Goals Request

Date: June 28, 2019  
 To: Phillip Yelder, Human Relations Department  
 From: Andy Shively, Office of the City Manager

<b>Project Number</b> 81000719	<b>Project Name</b> I/I Reduction: Northern Basins Project 1 (Pied Creek)	
<b>Contract ID Number</b> 1584	<b>Estimated Cost: (cost breakdown attached)</b> \$ 500,000	<b>Solicitation Date:</b> Nov 2019

**Estimated Project Duration:**

Note: Click the box to select

FICB    **PREVAILING WAGE:**     YES     NO

**Contract Category:**
 Construction     Design-Build     Non-Municipal Agency  
 Design Professional     Other Goods & Services     Lease  
 Professional Services     Facilities Maintenance/Repair     Tenant (MBE/WBE)  
 Other (Enter Type):     Concession

**Type:**     Original     Amendment No.

**Funding:**     City(MBE/WBE)     Federal (DBE)     State (DBE)  
 Other:     Grant#

**Construction Workforce Goals:** Are the estimated construction labor hours greater than 800 and the estimated cost greater than \$300,000? If yes, complete "Required Crafts" Worksheet and include total number of hours in Description of Work.     Yes     No

Estimated Cost Breakdown attached - Page 2     List of Required Crafts attached - Page 3

**Description of work:**

Assessment of sewer system condition and repair recommendations in the Northern Basin to reduce inflow and infiltration.

cc: \_\_\_\_\_

**FOR HUMAN RELATIONS DEPARTMENT USE ONLY:**

No Goals are set for this Project; OR  
 The following Goals are approved for this Project

Human Relations Department    15 % MBE    10 % WBE OR    \_\_\_\_\_ % DBE    Date: 07/15/19

**FOR FAIRNESS IN CONSTRUCTION BOARD USE ONLY<sup>2</sup>**

Approved     Disapproved     N/A

\_\_\_\_\_ Date

**FOR GRANT AGENCY USE ONLY<sup>3</sup>**

Approved     Disapproved     N/A

\_\_\_\_\_ Date

<sup>1</sup> DBE Programs apply to specific federal or state grant requirements.

<sup>2</sup> For Projects subject to prevailing wage requirements only.

<sup>3</sup> Federal and state grant agreements may require granting agency approval of contract goals.

**Civil Rights & Equal Opportunity Department  
Economic Equity & Inclusion  
Contract Goals Request**

**Date:** 8/24/2023  
**Form Prepared By:** Nicki Chestnut

Contract/Project Number: 1585/81000719	Project Name: I/I Reduction: Northern Basins Project 1 (Pied Creek)
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Owning Department: Water Services Department	Project Manager: Nicki Chestnut
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Funding:  City  State  Federal  CO-OP  Grant:  Other:

Project Requirements:  M/WBE  DBE  Section 3  N/A

Tax Incentive:  LCRA  TIF  PIEA  N/A  Other:

Prevailing Wage:  Yes  No

Davis-Bacon:  Yes  No

Presenting to Council<sup>1</sup>:  Yes  No

Construction Employment Program:  Yes: Workforce employment goals are 10% minority hours & 2% female hours. This project is estimated at over 800 work hours and over \$300,000.  
 No: This project is estimated at less than \$300,000 and no more than 800 work hours.

Estimated Number of Project Days: 360	Anticipated Solicitation Date: September 2023
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Contract Type:

Construction  Design-Build  Design Professional  Professional Services

General Service  Concession  Other Goods & Services  Non-Municipal Agency

Co-Operative  Revenue Sharing  Facilities Maintenance/Repair/Renovation

Other:

Description of Contract (Provide Details):

This project will rehabilitate 28,000 LF of sewer mains ranging from 8-24 inches, 480 service lateral connections, and 370 manholes, in the Pied Creek basin to like-new conditions. Per the Annual MBE/WBE Utilization Plan for FY24 Water and Wastewater Projects submitted by KC Water to CREO on April 1, 2023, M/WBE goals for this project type are 11% MBE and 5% WBE.

Pursuant to RSMo. Section 610.021(11) & (12) documents related to bids will not be made available until bids are completed.

This document is submitted with all available facts. Intentionally falsifying this document or omitting pertinent facts is grounds for disciplinary action pursuant to KCMO Human Resources Rules & Policy Manual (eff. August 4, 2014).

**FOR GENERAL SERVICES DEPARTMENT (PROCUREMENT) USE ONLY:**

Reviewed CREO Annual Goal Manual?  Yes  No

Waiver being applied?  Yes  No Type: \_\_\_\_\_

According to CREO Annual Goal Manual, the Goals for this project are:

_____ % MBE	_____ % WBE	_____ % DBE
-------------	-------------	-------------

Electronic Record?  Yes  No

GSD Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**FOR CIVIL RIGHTS & EQUAL OPPORTUNITY DEPARTMENT (CREO) USE ONLY:**

Reviewed CREO Annual Goal Manual?  Yes  No  N/A

The following Goals are approved for this Project:

10 % MBE	10 % WBE	_____ % DBE
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No Goals are set for this Project  Waiver Approved  Waiver Denied

Reason for Wavier: \_\_\_\_\_

Electronic Record?  Yes  No

CREO Signature: Mark Runge Date: 8/17/2023  
6AFEC964B03641A...



## **Civil Rights and Equal Opportunity Department Civil Rights and Wage Assurances**

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**Non-discrimination in Employment.** Contractor shall not discriminate against any employee or candidate for employment on the basis of an individual's race, hair texture or hair style associated with an individual's race, color, sex, religion, national origin, or ancestry, disability, sexual orientation, gender identity, age, or in any other manner prohibited by Chapter 38 of the City Code. Contractor shall not engage in any discrimination as prohibited by Chapter 3 of the City Code.

**Ban the Box in Hiring and Promotion.**

(a) Pursuant to Section 38-104, City Code Ordinances, Contractor shall not base a hiring or promotional decision on an applicant's criminal history or sentence related thereto, unless the employer can demonstrate that the employment-related decision was based on all information available including consideration of the frequency, recentness and severity of a criminal record and that the record was reasonably related to the duties and responsibilities of the position.

(b) Notwithstanding subsection (a), Contractor may inquire about an applicant's criminal history after it has been determined that the individual is otherwise qualified for the position, and only after the applicant has been interviewed for the position. Any such inquiry may be made of all applicants who are within the final selection pool of candidates from which a job will be filled.

(c) This provision shall not apply to positions where employers are required to exclude applicants with certain criminal convictions from employment due to local, state or federal law or regulation.

**Title VI of the Civil Rights Act of 1964.** Title VI of the Civil Rights Act of 1964 requires that no person in the United States shall, on the grounds of race, color, or national or origin (including limited English proficient individuals), be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance. The City of Kansas City, Missouri requires compliance with the requirements of Title VI in all of its programs and activities regardless of the funding source.

Contractor shall not discriminate on the grounds of race, color, or national or origin (including limited English proficient individuals).

**Quality Services Assurance Act.** If this Contract exceeds \$160,000.00, Contractor certifies Contractor will pay all employees who will work on this Contract in the city limits of Kansas City, Missouri at least \$15.00 per hour in compliance with the City's Quality Services Assurance Act,

CREO Form 3  
Rev. 3.22.2023



## Civil Rights and Equal Opportunity Department Civil Rights and Wage Assurances

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Section 3-66, Code of Ordinances or City has granted Contractor an exemption pursuant to the Quality Services Assurance Act.

**Anti-Discrimination Against Israel.** If this Contract exceeds \$100,000.00 and Contractor employs at least ten employees, pursuant to Section 34.600, RSMo., by executing this Contract, Contractor certifies it is not currently engaged in and shall not, for the duration of this contract, engage in a boycott of goods or services from the State of Israel; companies doing business in or with Israel or authorized by, licensed by, or organized under the laws of the State of Israel; or persons or entities doing business in the State of Israel.

**Affirmative Action.** If this Contract exceeds \$300,000.00 and Contractor employs fifty (50) or more people, Contractor shall comply with City's Affirmative Action requirements in accordance with the provisions of Chapter 3 of City's Code, the rules and regulations relating to those sections, and any additions or amendments thereto; in executing any Contract subject to said provisions, Contractor warrants that it has an affirmative action program in place and will maintain the affirmative action program in place for the duration of the Contract. Contractor shall not discriminate against any employee or applicant for employment because of race, color, sex, religion, national origin or ancestry, disability, sexual orientation, gender identity or age in a manner prohibited by Chapter 3 of City's Code. Contractor shall:

- (a) Execute and submit the City of Kansas City, Missouri CREO Affirmative Action Program Affidavit warranting that the Contractor has an affirmative action program in place and will maintain the affirmative action program in place for the duration of the Contract.
- (b) Submit, in print or electronic format, a copy of Contractor's current certificate of compliance to the City's Civil Rights and Equal Opportunity Department (CREO) prior to receiving the first payment under the Contract, unless a copy has already been submitted to CREO at any point within the previous two (2) calendar years. If, and only if, Contractor does not possess a current certification of compliance, Contractor shall submit, in print or electronic format, a copy of its affirmative action program to CREO prior to receiving the first payment under the Contract, unless a copy has already been submitted to CREO at any point within the previous two (2) calendar years.
- (c) Require any Subcontractor awarded a subcontract exceeding \$300,000.00 to affirm that Subcontractor has an affirmative action program in place and will maintain the affirmative action program in place for the duration of the subcontract.
- (d) Obtain from any Subcontractor awarded a subcontract exceeding \$300,000.00 a copy of the Subcontractor's current certificate of compliance and tender a copy of the same, in print or

CREO Form 3  
Rev. 3.22.2023



## **Civil Rights and Equal Opportunity Department Civil Rights and Wage Assurances**

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electronic format, to CREO within thirty (30) days from the date the subcontract is executed. If, and only if, Subcontractor does not possess a current certificate of compliance, Contractor shall obtain a copy of the Subcontractor's affirmative action program and tender a copy of the same, in print or electronic format, to CREO within thirty (30) days from the date the subcontract is executed.

City has the right to take action as directed by City's Civil Rights and Equal Opportunity Department to enforce this provision. If Contractor fails, refuses or neglects to comply with the provisions of Chapter 3 of City's Code, then such failure shall be deemed a total breach of this Contract and this Contract may be terminated, cancelled or suspended, in whole or in part, and Contractor may be declared ineligible for any further contracts funded by City for a period of one (1) year. This is a material term of this Contract.

**Compliance with Laws.** Contractor shall comply with all federal, state and local laws, ordinances and regulations applicable to the work and this Agreement. Contractor shall maintain in effect all the licenses, permissions, authorizations, consents and permits that it needs to carry out its obligations under this Agreement.

**Prevailing Wage.** If the Agreement exceeds \$75,000.00 and any of the Services performed by Contractor includes construction, reconstruction, improvement, enlargement, alteration, painting and decorating, or major repair, that is subject to the Missouri Prevailing Wage Law (Section 290.210, RSMo – 290.340, RSMo), Contractor shall immediately notify the City prior to performing Services so the parties can execute an agreement that incorporates, the appropriate Wage Order. Contractor shall comply with all requirements of Section 290.210, RSMo – 290.340, RSMo even if Contractor fails to notify the City.

# Contractor Utilization Plan Approval Form

Prepared J Driskell  
by:

**e-Builder users:** Approval Form must be completed and attached in PDF format where indicated. CUP/LOIs must be attached where indicated, or as supporting documents.

Date: 2/26/24

Contract/Project Number: 81000719 / 1585	Project Name: I/I Reduction: Northern Basin Project 1
Developer/Prime: The Havens Construction Company, Inc.	Contact Name: Justin Bolsenga
Address: 9400 Liberty Dr, Liberty Mo 64068	Email: jbolsenga@havensco.com

**Full Contract Value:**

Funding:  City  State  Federal  CO-OP  Grant:  Other:

Project Requirements:  M/WBE  DBE  Section 3  N/A

Tax Incentive:  LCRA  TIF  PIEA  N/A  Other:

Prevailing Wage:  Yes  No

Davis-Bacon:  Yes  No

Construction Employment Program:  Yes: Workforce goals are 10% Minority & 2% Women. There are over 800 Workforce hours and project cost is \$300,000 or more.  
 NO: Workforce hours are less than 800 and project cost is less than \$300,000.

Contract Goals:	Contractor Utilization Plan Achievement:
Self-Perform: <u>80</u> %	Self-Perform: <u>80</u> %
MBE: <u>10</u> %	MBE: <u>10</u> %
WBE: <u>10</u> %	WBE: <u>10</u> %
Non-certified firms: <u>0</u> %	Non-certified firms: <u>0</u> %

Contract Type (select one):  Construction  Design-Build  Design Professional  Professional Services  
 General Services  Facilities Maintenance/Repair/Renovation  Concessions  Co-operative  
 Revenue Sharing  Non-Municipal Agency  Other Goods & Services  Other \_\_\_\_\_

Project Manager: Nicki Chestnut Email: nchestnut@tb-engr.com  
 Additional Information:

**This document is submitted with all available facts. Intentionally falsifying this document or omitting pertinent facts is grounds for disciplinary action pursuant to KCMO Human Resources Rules & Policy Manual (eff. August 4, 2014).**

**FOR CIVIL RIGHTS & EQUAL OPPORTUNITY DEPARTMENT (CREO) USE ONLY:**

**The Contractor Utilization Plan is:**

Approved  Disapproved

10 % MBE 10 % WBE \_\_\_\_\_ % DBE

**The Request for Good Faith Efforts Waiver is:**

Approved  Disapproved  Not Applicable

**Appeal Sent to FICB or Incentive Agency?**  Yes \_\_\_\_\_ FICB \_\_\_\_\_ Incentive Agency  No

CREO Signature: Mark Runge Date: 2/27/2024

**Comments:**



**Civil Rights & Equal Opportunity Department  
Economic Equity & Inclusion  
Nondiscrimination & Equal Opportunity Review Form**

**Date:** 2/26/24  
**Form Prepared By:** Jamie Driskell

Contract/Project Number: 81000729 / 2585	Project Name: I/I Reduction: Northern Basin Project 1
Developer/Prime: The Havens Construction Company, Inc.	Contact Information: Justin Bolsenga 816-781-4769
Final Contract Value: \$6,045,610.00	Project Manager: Nicki Chestnut

Funding:  City  State  Federal  CO-OP  Grant:  Other:

Project Requirements:  M/WBE  DBE  Section 3  N/A

Tax Incentive:  LCRA  TIF  PIEA  Ch. 100  Other:  N/A

Prevailing Wage:  Yes  No

Davis-Bacon:  Yes  No

Construction Employment Program:  Yes: Workforce goals are 10% Minority & 2% Women. There are over 800 Workforce hours and project cost is \$300,000 or more.  
 No: Workforce hours are less than 800 and project cost is less than \$300,000.

Contracts & Leases	Nondiscrimination
Ch. 3 Article IV: _____	Ch. 38: _____
RSMo 213: _____	Title VI: _____
MWDBE: _____	Prevailing Wage and Labor Standards: _____
SLBE: _____	RSMo 34 Anti-Discrimination Against Israel: _____

Contract Type:

Construction  Design-Build  Design Professional  Professional Services

General Service  Concession  Other Goods & Services  Non-Municipal Agency

Co-Operative  Revenue Sharing  Facilities Maintenance/Repair/Renovation

Other:

Additional Information:

Nicki Chestnut is the PM. She can be reached at nchestnut@tb-engr.com

**This document is submitted with all available facts. Intentionally falsifying this document or omitting pertinent facts is grounds for disciplinary action pursuant to KCMO Human Resources Rules & Policy Manual (eff. August 4, 2014).**

**FOR CIVIL RIGHTS & EQUAL OPPORTUNITY DEPARTMENT (CREO) USE ONLY:**

**The Document is:**

Approved  Disapproved

Changes Needed:

**Federal Provisions Included:**

Approved  Disapproved  Not Applicable

CREO Signature: Mark Runge Date: 2/27/2024

DocuSigned by: 6AFEC964B03641A...

**Comments:**

CREO assurances to be attached to contract.



## **Civil Rights and Equal Opportunity Department Civil Rights and Wage Assurances**

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**Non-discrimination in Employment.** Contractor shall not discriminate against any employee or candidate for employment on the basis of an individual's race, hair texture or hair style associated with an individual's race, color, sex, religion, national origin, or ancestry, disability, sexual orientation, gender identity, age, or in any other manner prohibited by Chapter 38 of the City Code. Contractor shall not engage in any discrimination as prohibited by Chapter 3 of the City Code.

**Ban the Box in Hiring and Promotion.**

(a) Pursuant to Section 38-104, City Code Ordinances, Contractor shall not base a hiring or promotional decision on an applicant's criminal history or sentence related thereto, unless the employer can demonstrate that the employment-related decision was based on all information available including consideration of the frequency, recentness and severity of a criminal record and that the record was reasonably related to the duties and responsibilities of the position.

(b) Notwithstanding subsection (a), Contractor may inquire about an applicant's criminal history after it has been determined that the individual is otherwise qualified for the position, and only after the applicant has been interviewed for the position. Any such inquiry may be made of all applicants who are within the final selection pool of candidates from which a job will be filled.

(c) This provision shall not apply to positions where employers are required to exclude applicants with certain criminal convictions from employment due to local, state or federal law or regulation.

**Title VI of the Civil Rights Act of 1964.** Title VI of the Civil Rights Act of 1964 requires that no person in the United States shall, on the grounds of race, color, or national or origin (including limited English proficient individuals), be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance. The City of Kansas City, Missouri requires compliance with the requirements of Title VI in all of its programs and activities regardless of the funding source.

Contractor shall not discriminate on the grounds of race, color, or national or origin (including limited English proficient individuals).

**Quality Services Assurance Act.** If this Contract exceeds \$160,000.00, Contractor certifies Contractor will pay all employees who will work on this Contract in the city limits of Kansas City, Missouri at least \$15.00 per hour in compliance with the City's Quality Services Assurance Act,

CREO Form 3  
Rev. 3.22.2023



## **Civil Rights and Equal Opportunity Department Civil Rights and Wage Assurances**

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Section 3-66, Code of Ordinances or City has granted Contractor an exemption pursuant to the Quality Services Assurance Act.

**Anti-Discrimination Against Israel.** If this Contract exceeds \$100,000.00 and Contractor employs at least ten employees, pursuant to Section 34.600, RSMo., by executing this Contract, Contractor certifies it is not currently engaged in and shall not, for the duration of this contract, engage in a boycott of goods or services from the State of Israel; companies doing business in or with Israel or authorized by, licensed by, or organized under the laws of the State of Israel; or persons or entities doing business in the State of Israel.

**Affirmative Action.** If this Contract exceeds \$300,000.00 and Contractor employs fifty (50) or more people, Contractor shall comply with City's Affirmative Action requirements in accordance with the provisions of Chapter 3 of City's Code, the rules and regulations relating to those sections, and any additions or amendments thereto; in executing any Contract subject to said provisions, Contractor warrants that it has an affirmative action program in place and will maintain the affirmative action program in place for the duration of the Contract. Contractor shall not discriminate against any employee or applicant for employment because of race, color, sex, religion, national origin or ancestry, disability, sexual orientation, gender identity or age in a manner prohibited by Chapter 3 of City's Code. Contractor shall:

- (a) Execute and submit the City of Kansas City, Missouri CREO Affirmative Action Program Affidavit warranting that the Contractor has an affirmative action program in place and will maintain the affirmative action program in place for the duration of the Contract.
- (b) Submit, in print or electronic format, a copy of Contractor's current certificate of compliance to the City's Civil Rights and Equal Opportunity Department (CREO) prior to receiving the first payment under the Contract, unless a copy has already been submitted to CREO at any point within the previous two (2) calendar years. If, and only if, Contractor does not possess a current certification of compliance, Contractor shall submit, in print or electronic format, a copy of its affirmative action program to CREO prior to receiving the first payment under the Contract, unless a copy has already been submitted to CREO at any point within the previous two (2) calendar years.
- (c) Require any Subcontractor awarded a subcontract exceeding \$300,000.00 to affirm that Subcontractor has an affirmative action program in place and will maintain the affirmative action program in place for the duration of the subcontract.
- (d) Obtain from any Subcontractor awarded a subcontract exceeding \$300,000.00 a copy of the Subcontractor's current certificate of compliance and tender a copy of the same, in print or

CREO Form 3  
Rev. 3.22.2023



## Civil Rights and Equal Opportunity Department Civil Rights and Wage Assurances

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electronic format, to CREO within thirty (30) days from the date the subcontract is executed. If, and only if, Subcontractor does not possess a current certificate of compliance, Contractor shall obtain a copy of the Subcontractor's affirmative action program and tender a copy of the same, in print or electronic format, to CREO within thirty (30) days from the date the subcontract is executed.

City has the right to take action as directed by City's Civil Rights and Equal Opportunity Department to enforce this provision. If Contractor fails, refuses or neglects to comply with the provisions of Chapter 3 of City's Code, then such failure shall be deemed a total breach of this Contract and this Contract may be terminated, cancelled or suspended, in whole or in part, and Contractor may be declared ineligible for any further contracts funded by City for a period of one (1) year. This is a material term of this Contract.

**Compliance with Laws.** Contractor shall comply with all federal, state and local laws, ordinances and regulations applicable to the work and this Agreement. Contractor shall maintain in effect all the licenses, permissions, authorizations, consents and permits that it needs to carry out its obligations under this Agreement.

**Prevailing Wage.** If the Agreement exceeds \$75,000.00 and any of the Services performed by Contractor includes construction, reconstruction, improvement, enlargement, alteration, painting and decorating, or major repair, that is subject to the Missouri Prevailing Wage Law (Section 290.210, RSMo – 290.340, RSMo), Contractor shall immediately notify the City prior to performing Services so the parties can execute an agreement that incorporates, the appropriate Wage Order. Contractor shall comply with all requirements of Section 290.210, RSMo – 290.340, RSMo even if Contractor fails to notify the City.

**Inter-Departmental Communication**

Date: February 27, 2024

To: Councilman Kevin O'Neill; Chair: Transportation, Infrastructure & Operations Committee

From: Jaime Guillen; Director; Civil Rights & Equal Opportunity Department

Subject: CUP Summary #: 240330

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**CONTRACTOR:** Havens Construction Co., Inc.  
 Address: 9400 Liberty Dr.  
 Liberty, MO 64068  
 Contract #: 1585 / 81000719 – I/I Reduction Northern Basin Project 1  
 Contract Amount: \$6,045,610.00  
 MBE Goal: 10%  
 WBE Goal: 10%  
 Total MBE Achieved: 10%  
 Total WBE Achieved: 10%

**MBE SUBCONTRACTORS:**  
 Name: Global Earthworks & Underground  
 Address: 1215 W. 12<sup>th</sup> St., Suite 250  
 Kansas City, MO 64101  
 Scope of Work: Underground Utilities  
 Subcontract Percentage: 10%  
 Ownership: Rodriguez, Joe  
 Structure: Hispanic-American Male Code: 16

**WBE SUBCONTRACTORS:**  
 Name: KC Underground Construction, LLC  
 Address: 728 NW 94<sup>th</sup> Terrace  
 Kansas City, MO 64155  
 Scope of Work: Utility Locates / CCTV / Vacuuming / Manhole Castings Repair & Replace / Chimney Seals  
 Subcontract Percentage: 10%  
 Ownership: Maring, Danielle  
 Structure: Caucasian Female Code: 27

**Comments:**

## Inter-Departmental Communication

Date: April 9, 2024

To: Councilman Kevin O'Neill, Chair: Transportation, Infrastructure & Operations Committee

From: Jaime Guillen Director Civil Rights & Equal Opportunity Department

Subject: Revised Docket Memo for Amendment 1 #:

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**CONTRACTOR:** George Butler Associates, Inc.  
Address: 9801 Renner Blvd  
Lenexa, KS 66219  
Contract # 1584 / 81000719 - Inflow & Infiltration (I/I) Reduction - Northern Basin Area 1  
Contract Amount: \$1,348,000.00 (\$759,000 on Amendment 1)  
MBE Goal 15%  
WBE Goal: 10%  
Total MBE Achieved: 15%  
Total WBE Achieved: 10%

### **MBE SUBCONTRACTORS:**

Name: Hg Consult, Inc.  
Address: 7733 N. Wallace Ave.  
Kansas City, MO 64158  
Scope of Work: Engineering Consulting  
Subcontract Percentage: 15%  
Ownership: Harrison, Earl Jr.  
Structure: African-American Male Code 15

### **WBE SUBCONTRACTORS:**

Name: Environmental Advisors & Engineers, Inc.  
Address: 19211 W. 64<sup>th</sup> Terrace  
Shawnee, KS 66215  
Scope of Work: Testing / Design / Construction Phase Services  
Subcontract Percentage: 10%  
Ownership: Biesma, Jill  
Structure: Caucasian Female Code 27

### **Comments:**

Original Contract Amount: \$589,000.00  
Proposed Amendment 1: \$759,000.00  
Proposed Contract Amount: \$1,348,000.00

According to B2G the prime contractor is currently achieving the following participation on the project:

Dollars paid to prime contractor by City to date: \$524,879.76  
Dollars paid to MBE by prime contractor to date: \$91,093.35 for 17% MBE.  
Dollars paid to MBE by prime contractor to date: \$11,728.92 for 2% WBE.

According to the prime contractor, the majority of the WBE's work will be on the Construction Phase Resident Project Representative services. The prime contractor is committed to achieving the WBE (and the MBE goal) goal on the project.

## Compliance Audit: Audit Summary for Total Contract

- [Main](#)
- [View](#)
- [Settings](#)
- [Subs](#)
- [Docs](#)
- [Change Orders & Task Orders](#)
- [Alerts](#)
- [Comments](#)
- [Messages](#)
- [Closeout](#)
- [Compliance Audit List](#)
- Compliance Audit Summary**
- [Compliance Audit FY](#)
- [Reviews](#)
- [Site Visits](#)
- [Reports](#)

WSD1584: I/I Reduction: Norther Basins Project 1 (Pied Creek - 81000719) Status: **Open**  
 Prime: **GEORGE BUTLER ASSOCIATES, INC.** Current Award: **\$589,000**  
 7/9/2020 - 7/9/2022 Goal: **25.00%** Total Paid: **\$524,880**  
% Credit: **19.59%** For Credit: **\$102,822**

### Compliance Audit Summary - Total Contract

	Current Award	#	Award Percent	Payments	#	Payments Percent	Difference (Payments - Award)
Prime Contract	\$589,000.00			\$524,879.76			
For Credit	\$147,250.00	2 subs	25.000%	\$102,822.27	2 subs	19.590%	5.410% below goal
<b>Goal Types</b>							
For Credit to MBE Goal	\$88,350.00	1 sub	15.000%	\$91,093.35	1 sub	17.355%	2.355% above goal
For Credit to WBE Goal	\$58,900.00	1 sub	10.000%	\$11,728.92	1 sub	2.235%	7.765% below goal
Contract Progress	<div style="background-color: #0056b3; color: white; padding: 5px; width: 89%;"><b>89%</b></div>						
For Credit Progress	<div style="background-color: #e31a1c; color: white; padding: 5px; width: 70%;"><b>70%</b></div>						

Award values may not match due to differences between overall contract goal and subcontractor assignments.

Not Meeting Goal Letter

### Prime Contractor - Total Contract

Prime Contractor	Cert	Inc in Goal	Contracted % Paid %	Paid TO Prime Prime's Share
<b>GEORGE BUTLER ASSOCIATES, INC.</b> Timothy Schneller Tschneller@gbateam.com P 913-577-8374, F 913-577-8312	<a href="#">Info</a> <a href="#">Payments</a> <a href="#">Profile</a> <a href="#">Email</a>	<a href="#">No</a>	No 75.00% 80.41%	\$524,880 \$422,057

### Subcontractors - Total Contract (2 subcontractors)

Subcontractor	Cert	Type	Inc in Goal	Contracted % Paid %	Contracted \$ Paid \$	For Credit \$
<b>1 Environmental Advisors and Engineers, Inc.</b> Robert Bens rbens@eaei.com P 913-599-4326, F 913-631-6011		Sub 100%	 WBE	10.00% 2.23%	\$58,900 \$11,729	\$11,729
<b>1 Hg Consult, Inc.</b> Earl Harrison eharrison@hgcons.com P 816-918-1114, F 816-256-5153		Sub 100%	 MBE	15.00% 17.36%	\$88,350 \$91,093	\$91,093

[Customer Support](#)

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# ORDINANCE NO. 240330

## I/I Reduction: Northern Basin Project 1 Construction and Design Professional Services Amendment No. 1

Authorizing a \$6,045,610.00 construction contract with The Havens Construction Company, Inc., for the Inflow and Infiltration (I/I) Reduction: Northern Basin Project 1 project; authorizing a maximum expenditure of \$6,651,000.00; authorizing a \$759,000.00 design professional services Amendment No. 1 to Contract No. 1584 with George Butler Associates, Inc., for the I/I Reduction: Northern Basin Project 1 project for a total contract amount of \$1,348,000.00; and recognizing this ordinance as having an accelerated effective date.

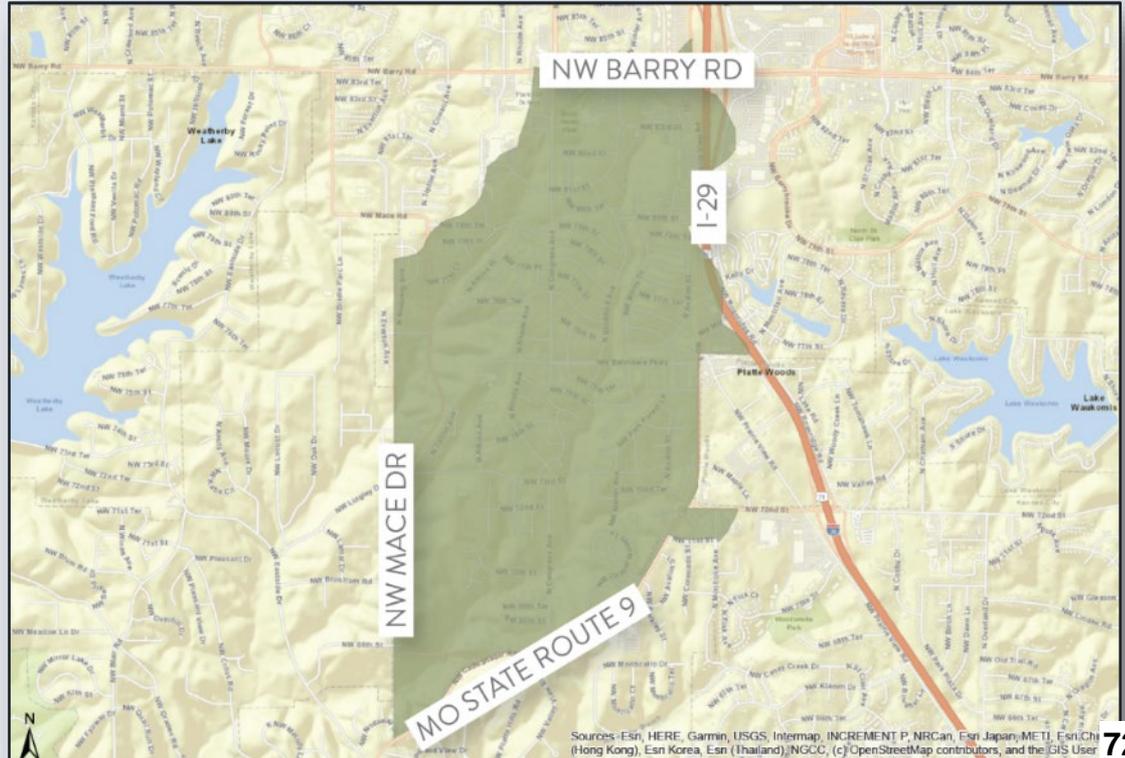
April 10, 2024

Transportation, Infrastructure & Operations  
Committee



# ORDINANCE NO. 240330

**North:** NW Barry Road  
**South:** MO State Route 9  
**West:** NW Mace Dr.  
**East:** I-29



# ORDINANCE NO. 240330

Project webpage

[www.kcsmartsewer.us/nb1](http://www.kcsmartsewer.us/nb1)

## Construction Kickoff Public Meeting Plan:

- In-person and virtual.
- Affected customers receive postcard invitation.
- Project team to share project overview and construction impact.
- Meeting recorded and posted online.

## Ongoing during work:

- Contractor and Project Manager contact information shared.
- Customers notified prior to traffic and service disruptions.
- Ongoing email updates to stakeholders.





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**File #: 240331**

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RESOLUTION NO. 240331

Sponsor: Councilmember Eric Bunch

RESOLUTION - Directing the City Manager to develop a comprehensive plan to resurface deteriorating alleyways including certain criterion and to report back to Council within 45 days; and directing the City Manager to estimate the additional costs necessary to enact the plan and prepare an Ordinance appropriate such funds within 45 days.

BE IT RESOLVED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the City Manager is hereby directed to develop a comprehensive plan to resurface deteriorating alleyways, to include, but not be limited to, the following:

- a. Specific, timely goals in which the City anticipates resurfacing an alleyway after it is reported;
- b. A review and recommendations, if any, of the Street Preservation Program, to determine whether adjustments need to be made in its evaluation criteria to address the deteriorating of alleyways;
- c. Development of a communication plan to provide better engagement with the public on the process for reporting alleyway deterioration, the City's response to resurfacing alleyways, and other relevant information; and
- d. The investigation of technology that would provide better tracking and reporting of alleyway deterioration by the public and City employees.

Section 2. That the City Manager is hereby directed to report back to Council within 45 days of the passage this Resolution.

Section 3. That the City Manager is hereby directed to estimate the additional costs necessary for adequate personnel and resources to resurface alleyways and prepare an ordinance appropriating additional funding necessary for such resurfacing within 45 days of passage of this Resolution.

..end

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NO DOCKET MEMO PROVIDED  
FOR  
RESOLUTION 240331



**File #: 240349**

ORDINANCE NO. 240349

Sponsor: Councilmembers Crispin Rea and Eric Bunch

Authorizing a \$2,741,000.00 progressive design-build services contract with Burns & McDonnell Engineering Company, Inc., for Phase 1 services for the Dr. Jeremiah Cameron Park and Westport Stormwater Improvements project; and providing for successive Phase 2 services subject to City Council approval.

WHEREAS, this proposed ordinance is for authorization of Phase 1 design-build services based on Water Services Department project criteria and the level of completion required for Contractor and the Director of the Water Services Department to establish the Contract Price for subsequent Phase 2 design-build services, subject to City Council approval; and

WHEREAS, this project will be constructed in three construction packages under Phase 2 design-build services. The limits of the work in each construction package and the Contract Times will be determined based on the availability of project funding. The first construction package for this project will be for stormwater improvements work at Dr. Jeremiah Cameron Park and subsequent construction packages 2 and 3 will progress stormwater improvements along Mill Street to Southwest Trafficway; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of the Water Services Department is authorized to execute Contract No. 470 in the amount of \$2,741,000.00 with Burns & McDonnell Engineering Company, Inc., for Phase 1 design-build services for the Dr. Jeremiah Cameron Park and Westport Stormwater Improvements project, Project No. 82000379. A copy of the contract is on file in the office of Water Services.

Section 2. That the Director of the Water Services Department is authorized a maximum expenditure of \$2,741,000.00 from Account No. A1-3625-808054-B-82000379, Jeremiah Park/Westport, to satisfy the cost of this contract.

Section 3. That the Director of the Water Services Department is authorized to negotiate a Contract Price for Phase 2 design-build services subject to City Council approval.

..end

I hereby certify that there is a balance, otherwise unencumbered, to the credit of the appropriation to which the foregoing expenditure is to be charged, and a cash balance, otherwise unencumbered, in the treasury, to the credit of the fund from which payment is to be made, each sufficient to meet the obligation hereby incurred.

---

Tammy L. Queen  
Director of Finance

Approved as to form:

---

Mark P. Jones  
Senior Associate City Attorney



# City of Kansas City, Missouri

## Docket Memo

Ordinance/Resolution #: 240349

Submitted Department/Preparer: Water

Revised 11/01/23

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

## Executive Summary

Authorizing a \$2,741,000 progressive design-build services contract with Burns & McDonnell Engineering Company, Inc., for Phase 1 services for the Dr. Jeremiah Cameron Park and Westport Stormwater Improvements project; and providing for successive Phase 2 services subject to City Council approval.

## Discussion

### Project Justification/Description

The primary objective of the Dr. Jeremiah Cameron Park and Westport Stormwater Improvements project is to implement stormwater improvements to alleviate frequent flooding in Westport. Dr. Jeremiah Cameron Park is a critical location for underground stormwater storage for this project, as it is the last opportunity to manage the discharge from proposed stormwater improvements before it enters the existing combined sewer system. The storage volume is critical to providing flood benefits to Westport without negatively impacting combined sewer overflows downstream.

The park is small, thus requiring a deep underground storage facility to meet the targeted storage volume of 2 MG (million gallons). The invert elevation of the existing downstream combined sewer system limits the maximum depth of the underground storage facility while allowing for positive drainage to dewater the chambers.

The Dr. Jeremiah Cameron Park and Westport Stormwater Improvements project will be implemented using a progressive design-build project delivery approach that enables comprehensive programming, planning, design, and construction services to be completed in the following two phases:

**Phase 1 Services:** Contractor will complete pre-final design of the proposed stormwater improvements defining project scope, requirements, plans, and specifications to a level of detail adequate for establishment of a Contract Price for Phase 2 services.

**Phase 2 Services:** Contractor's services shall consist of the completion of design services, the procurement of all materials and equipment, the performance of

construction services, the start-up, testing, and commissioning, and the provision of warranty services, all of which will be further described in the future Phase 2 Contract Price Amendment.

This proposed ordinance is for authorization of Phase 1 design-build services based on Water Services Department project criteria and the level of completion required for Contractor and the Director of the Water Services Department to establish the Contract Price for subsequent Phase 2 design-build services, subject to City Council approval. This project will be constructed in three construction packages under Phase 2 design-build services. The limits of the work in each construction package and the Contract Times will be determined based on the availability of project funding. The first construction package for this project will be for stormwater improvements work at Dr. Jeremiah Cameron Park and subsequent construction packages 2 and 3 will implement stormwater improvements along Mill Street to Southwest Trafficway.

**Term**

The term of Phase 1 for this project will be 245 days.

**Solicitation**

This Project was advertised in accordance with the City's requirements. Proposals were received on September 15, 2023, with five consultants responding.

**MBE/WBE Goals**

CREO KC established goals of 10% MBE and 10% WBE on this design-build project on September 8, 2023. This project's category was outside of the City's Annual Goal Program.

**Awardee/Subcontracting Participation**

Burns & McDonnell Engineering Company, Inc. was selected for this project on October 26, 2023, and is proposing subcontracting participation of 15% MBE and 5% WBE for Phase 1 design-build services.

**Other Proposals Received**

Other proposals received included:

- Beemer Construction
- Leath & Sons
- MegaKC
- Radmacher Brothers Excavation

**Estimated Project Cost**

The City's total estimated cost for this project is \$25,000,000 for Phase 1 and Phase 2 design-build services.

**Fiscal Impact**

1. Is this legislation included in the adopted budget?  Yes  No
2. What is the funding source?  
AL-3625-808054-B-82000379 = \$2,741,000 for Phase 1 Design-Build Services  
Jeremiah Park and Westport Stormwater Improvements
3. How does the legislation affect the current fiscal year?  
This ordinance is funded by GO bonds.
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.  
Yes, it will require additional funding in FY25 and FY26 using GO Bond funds.
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?  
This ordinance is funded by GO bonds.

**Office of Management and Budget Review**  
(OMB Staff will complete this section.)

1. This legislation is supported by the general fund.  Yes  No
2. This fund has a structural imbalance.  Yes  No
3. Account string has been verified/confirmed.  Yes  No

**Additional Discussion (if needed)**

Click or tap here to enter text.

**Citywide Business Plan (CWBP) Impact**

1. View the [FY23 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?  
Infrastructure and Accessibility (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
  - Engage in thoughtful planning and redesign of existing road networks to ensure safety, access, and mobility of users of all ages and abilities.
  - Enhance the City's connectivity, resiliency, and equity through a better-connected multi-modal transportation system for all users.
  - Build on existing strengths while developing a comprehensive transportation plan for the future.

- Develop environmentally sustainable infrastructure strategies that improve quality of life and foster economic growth.
- Ensure adequate resources are provided for continued maintenance of existing infrastructure.
- Focus on delivery of safe connections to schools.

## Prior Legislation

Ordinance No. 240232 includes funding for this project. That ordinance will establish funds for Questions 1,2 and 3 of the FY25 GO bond issuance, estimate funding and appropriate funds to specific projects. The ordinance is in the Finance, Governance and Public Safety Committee on March 27, 2024.

## Service Level Impacts

The primary objective of the project is to implement stormwater improvements to alleviate frequent flooding of Westport properties thereby protecting public health and the environment. This project is critical to providing flood benefits to Westport without negatively impacting combined sewer overflows downstream. This project will reduce sewer overflows from the City's combined sewer system thereby protecting public health and the environment and improving the water quality of Brush Creek.

## Other Impacts

1. What will be the potential health impacts to any affected groups?  
This project will contribute positive health impacts by reducing frequent flooding of Westport properties thereby protecting public health and the environment.
2. How have those groups been engaged and involved in the development of this ordinance?  
Public engagement included three stakeholder meetings with the property owners and tenants within Westport, a large public meeting, and one-on-one meetings with key property owners, Parks and Rec, and the Steptoe Lives neighborhood group.
3. How does this legislation contribute to a sustainable Kansas City?  
This project will alleviate frequent flooding in Westport, thereby reducing property damage and protecting public health and the environment. This project also includes implementation of safer and improved sidewalks, parking, and street

corridor areas through green infrastructure solutions in the limited right-of-way space.

4. Does this legislation create or preserve new housing units?

No

N/A

[Click or tap here to enter text.](#)

5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

Yes - I have submitted documents for CREO Review (Press tab after selecting)  
Please attach or copy and paste CREO's review.

The Contractor Utilization Plan was submitted to CREO KC for review on March 27, 2024, and was approved on April 5, 2024 with 16% MBE and 5% WBE participation.

There are Affirmative Action Program requirements in this contract.

6. Does this legislation seek to approve a contract resulting from an Invitation for

Bid?

No

N/A

7. Does this legislation seek to approve a contract resulting from a Request for Proposal/Qualification (RFP/Q)?

Yes

In an effort to prevent disclosure of confidential information, a separate communication will be provided to City Council members to reflect the top three proposers for the RFP/Q.

**Inter-Departmental Communication**

Date: April 3, 2024

To: Councilman Kevin O'Neill; Chair; Transportation, Infrastructure & Operations Committee

From Jaime Guillen; Director; Civil Rights & Equal Opportunity Department

Subject: CUP Summary #: 240349

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**CONTRACTOR:** Burns & McDonnell Engineering Co., Inc.  
Address: 9450 Ward Parkway  
Kansas City, MO 64114  
Contract #: 470 / 82000379 – Dr. Jeremiah Cameron Park & Westport Stormwater Improvements- Phase 1  
Contract Amount: \$2,741,000.00  
MBE Goal: 10%  
WBE Goal: 10%  
Total MBE Achieved: 16%\*  
Total WBE Achieved: 5%\*

**MBE SUBCONTRACTORS:**

Name: Taliaferro & Browne, Inc.  
Address: 1020 E. 8<sup>th</sup> St.  
Kansas City, MO 64106  
Scope of Work: Surveying / Project Management / Engineering Support Services  
Subcontract Amount: \$277,600  
Ownership: Andebrhan, Hagos  
Structure: African-American Male Code: 15

**MBE SUBCONTRACTORS:**

Name: Parson & Associates, LLC  
Address: 1518 E. 18<sup>th</sup> St.  
Kansas City, MO 64108  
Scope of Work: Public Involvement / Project Administration  
Subcontract Amount: \$18,800  
Ownership: Parson, R. Jason  
Structure: African-American Male Code: 15

**MBE SUBCONTRACTORS:**

Name: Tech Services to Go, Inc. dba TSi Geotechnical  
Address: 8248 NW 101<sup>st</sup> Terrace, #5  
Kansas City, MO 64153  
Scope of Work: Geotechnical Services  
Subcontract Amount: \$133,000  
Ownership: Hervey, Denise  
Structure: African-American Female Code: 19

**WBE SUBCONTRACTORS:**

Name: Patti Banks Associates, LLC dba Vireo  
Address: 929 Walnut, Suite 700  
Kansas City, MO 64106  
Scope of Work: Planning & Scheduling Services / Project  
Management Support / Public Outreach  
Subcontract Amount: \$108,200  
Ownership: deFlon, Linda  
Structure: Caucasian Female Code: 27

**WBE SUBCONTRACTORS:**

Name: Macy Consulting Services, Inc.  
Address: 601 E. 63<sup>rd</sup> St., Suite 415  
Kansas City, MO 64110  
Scope of Work: Public Involvement / Project Administration  
Subcontract Amount: \$25,000  
Ownership: Macy, Babette  
Structure: Caucasian Female Code: 27

**Comments:**

\*Note: This is the initial phase (preliminary design / pre-construction) of the Design / Build project. The prime contractor is committed to meeting or exceeding the project goals of 10% MBE and 10% WBE as subsequent phases (Design / Construction) are added to the project.



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**File #: 240279**

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ORDINANCE NO. 240279

Sponsor: Director of General Services Department

Authorizing the Director of General Services to execute a ten (10) year lease agreement with an option to renew for additional ten (10) years with Grayson Communities, LLC or an affiliated entity for the property located at 1534 Charlotte, Kansas City, MO 64108 to be used as a private parking lot supporting its adjacent development project located at 1531 Holmes Street.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of General Services is authorized to execute ten (10) year lease agreement with an option to renew for additional ten (10) years with Grayson Communities, LLC or an affiliated entity for the property located at 1534 Charlotte, Kansas City, MO 64108 to be used as a private parking lot supporting its adjacent development project located at 1531 Holmes Street beginning October 1, 2024 and ending September 30, 2034. A copy of the lease agreement is on file in the General Services Department.

..end

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Approved as to form:

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Abigail Judah  
Assistant City Attorney



# City of Kansas City, Missouri

## Docket Memo

Ordinance/Resolution #: 240279

Submitted Department/Preparer: General Services

Revised 11/01/23

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

### Executive Summary

General Services to execute a 10 year lease agreement on a parking lot located at 1534 Charlotte

### Discussion

10 year lease for private lot for Grayson Capital, to assist with their residential development project; ordinance 220964

### Fiscal Impact

- 1. Is this legislation included in the adopted budget?  Yes  No
- 2. What is the funding source?  
General Fund  
1000-071600-457500      City Property and Acquisition
- 3. How does the legislation affect the current fiscal year?  
Will not affect FY 24
- 4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.  
FY25 = \$17,304.12,  
FY26 – FY35 = \$266,978.16
- 5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?  
Generates revenue

### Office of Management and Budget Review (OMB Staff will complete this section.)

- 1. This legislation is supported by the general fund.  Yes  No

- 2. This fund has a structural imbalance.  Yes  No
- 3. Account string has been verified/confirmed.  Yes  No

**Additional Discussion (if needed)**

This ordinance authorizes a 10 year lease agreement for a parking lot and generates revenue according to the terms of said agreement.

**Citywide Business Plan (CWBP) Impact**

- 1. View the [FY23 Citywide Business Plan](#)
- 2. Which CWBP goal is most impacted by this legislation?  
Finance and Governance (Press tab after selecting.)
- 3. Which objectives are impacted by this legislation (select all that apply):
  - Ensure the resiliency of a responsive, representative, engaged, and transparent City government.
  - Engage in workforce planning including employee recruitment, development, retention, and engagement.
  - Foster a solutions-oriented, welcoming culture for employees and City Partners.
  - 
  - 
  -

**Prior Legislation**

220964

**Service Level Impacts**

Tenant will make improvements to City owned parking lot while providing necessary parking for new residents for their residential project

**Other Impacts**

- 1. What will be the potential health impacts to any affected groups?  
NA

2. How have those groups been engaged and involved in the development of this ordinance?

NA

3. How does this legislation contribute to a sustainable Kansas City?

NA

4. Does this legislation create or preserve new housing units?

No (Press tab after selecting)

Click or tap here to enter text.

Click or tap here to enter text.

5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

Yes - I have submitted documents for CREO Review (Press tab after selecting)  
Please attach or copy and paste CREO's review.

6. Does this legislation seek to approve a contract resulting from an Invitation for Bid?

No(Press tab after selecting)

Click or tap here to enter text.

7. Does this legislation seek to approve a contract resulting from a Request for Proposal/Qualification (RFP/Q)?

No(Press tab after selecting)



**\*CREO Document Submittal Project**

**CREO Document Submittal for Non e-Builder Projects: #1307**

Subject: Non-Discrimination & Equal Opportunity Review Document Upload |  
Contract NA | 1534CHARLOTTE  
Creator: Implementation, e-Builder  
Date Created: 02.06.2024 03:59PM  
Process Date Due:  
Open: Yes

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Accepted By:  
Current Step: CREO MM All Attachm  
Status: Received  
Date Due:

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**Comments**

By: ,

**Civil Rights & Equal Opportunity Department  
Economic Equity & Inclusion  
Nondiscrimination & Equal Opportunity Review Form**

Date: 2/6/2024  
Form Prepared By: Ashley Wise

Contract/Project Number: 1534CHARLOTTE	Project Name: 1534CHARLOTTE
Developer/Prime: NA	Contact Information: N/A
Final Contract Value: N/A	Project Manager: NA

Funding:  City  State  Federal  CO-OP  Grant:  Other:

Project Requirements:  M/WBE  DBE  Section 3  N/A

Tax Incentive:  LCRA  TIF  PIEA  Ch. 100  Other:  N/A

Prevailing Wage:  Yes  No

Davis-Bacon:  Yes  No

Construction Employment Program:  Yes: Workforce goals are 10% Minority & 2% Women. There are over 800 Workforce hours and project cost is \$300,000 or more.  
 No: Workforce hours are less than 800 and project cost is less than \$300,000.

Contracts & Leases	Nondiscrimination
Ch. 3 Article IV: <input checked="" type="checkbox"/> _____	Ch. 38: <input checked="" type="checkbox"/> _____
RSMo 213: <u>NA</u>	Title VI: <input checked="" type="checkbox"/> _____
MWDBE: <u>NA</u>	Prevailing Wage and Labor Standards: <u>NA</u>
SLBE: <u>NA</u>	RSMo 34 Anti-Discrimination Against Israel: <input checked="" type="checkbox"/> _____

Contract Type:

Construction  Design-Build  Design Professional  Professional Services

General Service  Concession  Other Goods & Services  Non-Municipal Agency

Co-Operative  Revenue Sharing  Facilities Maintenance/Repair/Renovation

Other:

**Additional Information:**

Authorizing the Director of General Services to execute a 10 year ease agreement with option to renew for 10 years with Grayson Capital, for the purpose of use of a parking lot at 1534 Charlotte, KCMO 64108. Revenue FY25 \$172,914.14.

This document is submitted with all available facts. Intentionally falsifying this document or omitting pertinent facts is grounds for disciplinary action pursuant to KCMO Human Resources Rules & Policy Manual (eff. August 4, 2014).

**FOR CIVIL RIGHTS & EQUAL OPPORTUNITY DEPARTMENT (CREO) USE ONLY:**

**The Document is:**

Approved  Disapproved

Changes Needed:

**Federal Provisions Included:**

Approved  Disapproved  Not Applicable

CREO Signature: \_\_\_\_\_

DocuSigned by:  
*Gabriel Kuer*  
72A9990E20E842D

Date: 2/9/2024

**Comments:**





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**File #: 240324**

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ORDINANCE NO. 240324

Sponsor: Councilmember Melissa Robinson

Amending Chapter 3 of the Code of Ordinances of the Kansas City, Missouri, Contracts and Leases, by repealing Section 3-31, Contract Award, and enacting in lieu thereof a new section of like number and subject matter.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 3, Code of Ordinances, entitled “Contracts and Leases,” relating to Contract Award, is hereby amended by repealing Section 3-31, and enacting in lieu thereof a new section of like number and subject matter, to read as follows:

**Sec. 3-31. Contract award.**

(a) *General standard.* Except as otherwise provided in this division 2, all contracts in which bids or proposals were required shall be awarded to the lowest and best bidder or best proposer as determined by the city in the city's sole discretion, after due opportunity for competition.

(b) *Design professional contracts.* A qualification based selection shall be made based upon the statement of qualifications that was required to be submitted and any supplement thereto as requested by the city. The process for making the qualification based selection shall be determined by the estimated dollar value of the design professional contract as follows, provided however that the failure to utilize the applicable process shall not invalidate any public improvement procurement or any contract:

- (1) *Contracts exceeding \$600,000.00.* The city shall convene an architect and engineering selection committee, which committee shall rank the firms from most to least qualified. The committee shall be comprised of at least one member designated by the city manager and two members designated by the director of the contracting department. The mayor may elect to be a member of the committee or may designate a council member to serve on the committee and if the mayor so elects, the director of the contracting department shall designate one less member to the committee.
- (2) *Contracts less than \$600,000.00.* The director of the contracting department shall rank the firms from most to least qualified. If the cost proposal from the highest

ranked firm is an amount that exceeds \$700,000.00, the director shall not recommend award and the director shall convene an architect and engineering selection committee in accordance with Section 3-31(b)(1).

The city shall thereafter negotiate a contract for the project with the firm selected as most qualified. If the city is unable to negotiate a satisfactory contract with the firm selected, negotiations with that firm shall be terminated. The city shall then undertake negotiations with another of the qualified firms selected. If there is no agreement with the second firm, negotiations with such firm shall be terminated. The city shall then undertake negotiations with the third qualified firm. If the city is unable to negotiate a contract with any of the selected firms, the city shall reevaluate the necessary architectural, engineering or land surveying services, including the scope and reasonable fee requirements, and again conduct a qualification based selection process. Notwithstanding the foregoing, nothing herein shall obligate the city to undertake any negotiations if the city shall have determined to terminate the solicitation for any or no reason.

(c) *Design-build contracts.* Contracts shall be awarded as is appropriate to the manner in which the contract was solicited, as follows:

- (1) *Best value.* To the responsible design-build firm whose proposal is evaluated as providing the best value to the city based on any factors and method and formula included in the request for proposals. The city may elect to establish a fixed dollar budget for the project such that all proposers are operating under the same monetary limitations.
- (2) *Qualification-based.* A qualification based selection shall be made based upon the statement of qualifications that was required to be submitted. The process for making the qualification based selection shall be determined by the estimated dollar value of the design-build contract as follows, provided however that the failure to utilize the applicable process shall not invalidate any public improvement procurement or any contract:
  - i. *Contracts exceeding \$6,000,000.00.* The city shall convene an architect and engineering selection committee, which committee shall rank the design-builder from most to least qualified. The committee shall be comprised of one member designated by the city manager and four members designated by the director of the contracting department. The mayor may elect to be a member of the committee or may designate a council member to serve on the committee and if the mayor so elects, the director of the contracting department shall designate one less member to the committee.
  - ii. *Contracts \$6,000,000.00 or less.* The director of the contracting department shall rank the design-builder from most to least qualified. If the cost proposal from the highest ranked firm is an amount that exceeds \$7,000,000.00, the director shall not recommend award and the director

shall convene an architect and engineering selection committee in accordance with Section 3-31(c)(2)(i). The city shall thereafter negotiate a contract for the project with the firm selected as most qualified. If the city is unable to negotiate a satisfactory contract with the firm selected, negotiations with that firm shall be terminated. The city shall then undertake negotiations with another of the qualified firms selected. If there is no agreement with the second firm, negotiations with such firm shall be terminated. The city shall then undertake negotiations with the third qualified firm. If the city is unable to negotiate a contract with any of the selected firms, the city shall reevaluate the scope of the project and again conduct a qualification based selection process. Notwithstanding the foregoing, nothing herein shall obligate the city to undertake any negotiations if the city shall have determined to terminate the solicitation for any or no reason.

- (3) *Two-phase.* The design-builders shall be ranked from most to least qualified in such manner as provided in subsection (c)(2) and a value shall be assigned based upon the rankings. The city shall thereafter evaluate and score any proposal or bid required to be submitted and shall identify the best proposal or the lowest and best bid, as applicable. The city shall thereafter negotiate a contract for the project with the firm selected as having the best proposal or execute a contract for the project with the firm having the lowest and best bid. If the city is unable to negotiate a satisfactory contract or execute a contract, the city shall then proceed to the next best proposal or next lowest and best bid, and such process shall continue in similar fashion unless the city shall have determined to terminate the solicitation.

..end

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Approved as to form:

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James Brady  
Senior Associate City Attorney



# City of Kansas City, Missouri

## Docket Memo

Ordinance/Resolution #: 240324

Submitted Department/Preparer: General Services

Revised 11/01/23

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

### Executive Summary

Amending Chapter 3 of the Code of Ordinances of the Kansas City, Missouri, Contracts and Leases, by repealing Section 3-31, Contract Award, and enacting in lieu thereof a new section of like number and subject matter.

### Discussion

This ordinance revision changes the requirement for the Architect and Engineering Selection Committee award process for Design Professional Contracts and Design-Build Contracts as follow:

**Design Professional contracts that are estimated to not exceed \$600,000.00:** If the cost proposal from the highest ranked firm is an amount that exceeds \$700,000.00, the director cannot recommend award and the director is required to convene an architect and engineering selection committee in accordance with Section 3-31(b)(1) to reevaluate and re-rank the proposals. Previously, the director was authorized to award contract when the highest rank proposal exceeded the \$600,000.00 estimate.

**Design-Build contracts that are estimated to not exceed \$6,000,000.00:** If the cost proposal from the highest ranked firm is an amount that exceeds \$7,000,000.00, the director cannot recommend award and the director is required to convene an architect and engineering selection committee in accordance with Section 3-31(c)(2)(i) to reevaluate and re-rank the proposals. Previously, the director was authorized to award contract when the highest rank proposal exceeded the \$6,000,000.00 estimate.

### Fiscal Impact

1. Is this legislation included in the adopted budget?  Yes  No

2. What is the funding source?  
N/a
3. How does the legislation affect the current fiscal year?  
N/a
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.  
N/a
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?  
N/a

**Office of Management and Budget Review**

(OMB Staff will complete this section.)

1. This legislation is supported by the general fund.  Yes  No
2. This fund has a structural imbalance.  Yes  No
3. Account string has been verified/confirmed.  Yes  No

**Additional Discussion (if needed)**

There is no direct fiscal impact associated with this ordinance

**Citywide Business Plan (CWBP) Impact**

1. View the [FY23 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?  
Finance and Governance (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
  - Ensure the resiliency of a responsive, representative, engaged, and transparent City government.
  - Engage in workforce planning including employee recruitment, development, retention, and engagement.
  - Foster a solutions-oriented, welcoming culture for employees and City Partners.

- 
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- 

## Prior Legislation

(Ord. No. 130041, § 6, 3-21-13; Ord. No. [170963](#), § 1, 4-19-18; Ord. No. [190622](#), § 1, 8-1-19)

## Service Level Impacts

Click or tap here to provide a description of how this ordinance will impact service levels. List any related key performance indicators and impact.

## Other Impacts

1. What will be the potential health impacts to any affected groups?  
N/a
2. How have those groups been engaged and involved in the development of this ordinance?  
N/a
3. How does this legislation contribute to a sustainable Kansas City?  
N/a
4. Does this legislation create or preserve new housing units?  
No (Press tab after selecting)

Click or tap here to enter text.

Click or tap here to enter text.

5. Department staff certifies the submission of any application Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), and Letters of Intent to Subcontract (LOIs) to CREO prior to, or simultaneously with, the legislation entry request in Legistar.

No - CREO's review is not applicable (Press tab after selecting)

Please provide reasoning why not:

Click or tap here to enter text.

6. Does this legislation seek to approve a contract resulting from an Invitation for Bid?

No(Press tab after selecting)

7. Does this legislation seek to approve a contract resulting from a Request for Proposal/Qualification (RFP/Q)?

No(Press tab after selecting)

# Contractor Utilization Plan Approval Form

Prepared J Driskell  
by:

**e-Builder users:** Approval Form must be completed and attached in PDF format where indicated. CUP/LOIs must be attached where indicated, or as supporting documents.

Date: 2/26/24

Contract/Project Number: 81000719 / 1585	Project Name: I/I Reduction: Northern Basin Project 1
Developer/Prime: The Havens Construction Company, Inc.	Contact Name: Justin Bolsenga
Address: 9400 Liberty Dr, Liberty Mo 64068	Email: jbolsenga@havensco.com

**Full Contract Value:**

Funding:  City  State  Federal  CO-OP  Grant:  Other:

Project Requirements:  M/WBE  DBE  Section 3  N/A

Tax Incentive:  LCRA  TIF  PIEA  N/A  Other:

Prevailing Wage:  Yes  No

Davis-Bacon:  Yes  No

Construction Employment Program:  Yes: Workforce goals are 10% Minority & 2% Women. There are over 800 Workforce hours and project cost is \$300,000 or more.  
 NO: Workforce hours are less than 800 and project cost is less than \$300,000.

Contract Goals:	Contractor Utilization Plan Achievement:
Self-Perform: <u>80</u> %	Self-Perform: <u>80</u> %
MBE: <u>10</u> %	MBE: <u>10</u> %
WBE: <u>10</u> %	WBE: <u>10</u> %
Non-certified firms: <u>0</u> %	Non-certified firms: <u>0</u> %

Contract Type (select one):  Construction  Design-Build  Design Professional  Professional Services  
 General Services  Facilities Maintenance/Repair/Renovation  Concessions  Co-operative  
 Revenue Sharing  Non-Municipal Agency  Other Goods & Services  Other \_\_\_\_\_

Project Manager: Nicki Chestnut Email: nchestnut@tb-engr.com  
 Additional Information:

**This document is submitted with all available facts. Intentionally falsifying this document or omitting pertinent facts is grounds for disciplinary action pursuant to KCMO Human Resources Rules & Policy Manual (eff. August 4, 2014).**

**FOR CIVIL RIGHTS & EQUAL OPPORTUNITY DEPARTMENT (CREO) USE ONLY:**

**The Contractor Utilization Plan is:**

Approved  Disapproved

10 % MBE 10 % WBE \_\_\_\_\_ % DBE

**The Request for Good Faith Efforts Waiver is:**

Approved  Disapproved  Not Applicable

**Appeal Sent to FICB or Incentive Agency?**  Yes \_\_\_\_\_ FICB \_\_\_\_\_ Incentive Agency  No

CREO Signature: Mark Runge Date: 2/27/2024

**Comments:**



**Civil Rights & Equal Opportunity Department  
Economic Equity & Inclusion  
Nondiscrimination & Equal Opportunity Review Form**

Date: 2/26/24

Form Prepared By: Jamie Driskell

Contract/Project Number: 81000729 / 2585	Project Name: I/I Reduction: Northern Basin Project 1
Developer/Prime: The Havens Construction Company, Inc.	Contact Information: Justin Bolsenga 816-781-4769
Final Contract Value: \$6,045,610.00	Project Manager: Nicki Chestnut

Funding:  City  State  Federal  CO-OP  Grant:  Other:

Project Requirements:  M/WBE  DBE  Section 3  N/A

Tax Incentive:  LCRA  TIF  PIEA  Ch. 100  Other:  N/A

Prevailing Wage:  Yes  No

Davis-Bacon:  Yes  No

Construction Employment Program:  Yes: Workforce goals are 10% Minority & 2% Women. There are over 800 Workforce hours and project cost is \$300,000 or more.  
 No: Workforce hours are less than 800 and project cost is less than \$300,000.

Contracts & Leases	Nondiscrimination
Ch. 3 Article IV: _____	Ch. 38: _____
RSMo 213: _____	Title VI: _____
MWDBE: _____	Prevailing Wage and Labor Standards: _____
SLBE: _____	RSMo 34 Anti-Discrimination Against Israel: _____

Contract Type:

Construction  Design-Build  Design Professional  Professional Services

General Service  Concession  Other Goods & Services  Non-Municipal Agency

Co-Operative  Revenue Sharing  Facilities Maintenance/Repair/Renovation

Other:

Additional Information:

Nicki Chestnut is the PM. She can be reached at nchestnut@tb-engr.com

**This document is submitted with all available facts. Intentionally falsifying this document or omitting pertinent facts is grounds for disciplinary action pursuant to KCMO Human Resources Rules & Policy Manual (eff. August 4, 2014).**

**FOR CIVIL RIGHTS & EQUAL OPPORTUNITY DEPARTMENT (CREO) USE ONLY:**

**The Document is:**

Approved  Disapproved

Changes Needed:

**Federal Provisions Included:**

Approved  Disapproved  Not Applicable

CREO Signature: Mark Runge Date: 2/27/2024

DocuSigned by:

6AFEC964B03641A...

**Comments:**

CREO assurances to be attached to contract.



## **Civil Rights and Equal Opportunity Department Civil Rights and Wage Assurances**

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**Non-discrimination in Employment.** Contractor shall not discriminate against any employee or candidate for employment on the basis of an individual's race, hair texture or hair style associated with an individual's race, color, sex, religion, national origin, or ancestry, disability, sexual orientation, gender identity, age, or in any other manner prohibited by Chapter 38 of the City Code. Contractor shall not engage in any discrimination as prohibited by Chapter 3 of the City Code.

**Ban the Box in Hiring and Promotion.**

(a) Pursuant to Section 38-104, City Code Ordinances, Contractor shall not base a hiring or promotional decision on an applicant's criminal history or sentence related thereto, unless the employer can demonstrate that the employment-related decision was based on all information available including consideration of the frequency, recentness and severity of a criminal record and that the record was reasonably related to the duties and responsibilities of the position.

(b) Notwithstanding subsection (a), Contractor may inquire about an applicant's criminal history after it has been determined that the individual is otherwise qualified for the position, and only after the applicant has been interviewed for the position. Any such inquiry may be made of all applicants who are within the final selection pool of candidates from which a job will be filled.

(c) This provision shall not apply to positions where employers are required to exclude applicants with certain criminal convictions from employment due to local, state or federal law or regulation.

**Title VI of the Civil Rights Act of 1964.** Title VI of the Civil Rights Act of 1964 requires that no person in the United States shall, on the grounds of race, color, or national or origin (including limited English proficient individuals), be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance. The City of Kansas City, Missouri requires compliance with the requirements of Title VI in all of its programs and activities regardless of the funding source.

Contractor shall not discriminate on the grounds of race, color, or national or origin (including limited English proficient individuals).

**Quality Services Assurance Act.** If this Contract exceeds \$160,000.00, Contractor certifies Contractor will pay all employees who will work on this Contract in the city limits of Kansas City, Missouri at least \$15.00 per hour in compliance with the City's Quality Services Assurance Act,

CREO Form 3  
Rev. 3.22.2023



## **Civil Rights and Equal Opportunity Department Civil Rights and Wage Assurances**

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Section 3-66, Code of Ordinances or City has granted Contractor an exemption pursuant to the Quality Services Assurance Act.

**Anti-Discrimination Against Israel.** If this Contract exceeds \$100,000.00 and Contractor employs at least ten employees, pursuant to Section 34.600, RSMo., by executing this Contract, Contractor certifies it is not currently engaged in and shall not, for the duration of this contract, engage in a boycott of goods or services from the State of Israel; companies doing business in or with Israel or authorized by, licensed by, or organized under the laws of the State of Israel; or persons or entities doing business in the State of Israel.

**Affirmative Action.** If this Contract exceeds \$300,000.00 and Contractor employs fifty (50) or more people, Contractor shall comply with City's Affirmative Action requirements in accordance with the provisions of Chapter 3 of City's Code, the rules and regulations relating to those sections, and any additions or amendments thereto; in executing any Contract subject to said provisions, Contractor warrants that it has an affirmative action program in place and will maintain the affirmative action program in place for the duration of the Contract. Contractor shall not discriminate against any employee or applicant for employment because of race, color, sex, religion, national origin or ancestry, disability, sexual orientation, gender identity or age in a manner prohibited by Chapter 3 of City's Code. Contractor shall:

- (a) Execute and submit the City of Kansas City, Missouri CREO Affirmative Action Program Affidavit warranting that the Contractor has an affirmative action program in place and will maintain the affirmative action program in place for the duration of the Contract.
- (b) Submit, in print or electronic format, a copy of Contractor's current certificate of compliance to the City's Civil Rights and Equal Opportunity Department (CREO) prior to receiving the first payment under the Contract, unless a copy has already been submitted to CREO at any point within the previous two (2) calendar years. If, and only if, Contractor does not possess a current certification of compliance, Contractor shall submit, in print or electronic format, a copy of its affirmative action program to CREO prior to receiving the first payment under the Contract, unless a copy has already been submitted to CREO at any point within the previous two (2) calendar years.
- (c) Require any Subcontractor awarded a subcontract exceeding \$300,000.00 to affirm that Subcontractor has an affirmative action program in place and will maintain the affirmative action program in place for the duration of the subcontract.
- (d) Obtain from any Subcontractor awarded a subcontract exceeding \$300,000.00 a copy of the Subcontractor's current certificate of compliance and tender a copy of the same, in print or

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## **Civil Rights and Equal Opportunity Department Civil Rights and Wage Assurances**

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electronic format, to CREO within thirty (30) days from the date the subcontract is executed. If, and only if, Subcontractor does not possess a current certificate of compliance, Contractor shall obtain a copy of the Subcontractor's affirmative action program and tender a copy of the same, in print or electronic format, to CREO within thirty (30) days from the date the subcontract is executed.

City has the right to take action as directed by City's Civil Rights and Equal Opportunity Department to enforce this provision. If Contractor fails, refuses or neglects to comply with the provisions of Chapter 3 of City's Code, then such failure shall be deemed a total breach of this Contract and this Contract may be terminated, cancelled or suspended, in whole or in part, and Contractor may be declared ineligible for any further contracts funded by City for a period of one (1) year. This is a material term of this Contract.

**Compliance with Laws.** Contractor shall comply with all federal, state and local laws, ordinances and regulations applicable to the work and this Agreement. Contractor shall maintain in effect all the licenses, permissions, authorizations, consents and permits that it needs to carry out its obligations under this Agreement.

**Prevailing Wage.** If the Agreement exceeds \$75,000.00 and any of the Services performed by Contractor includes construction, reconstruction, improvement, enlargement, alteration, painting and decorating, or major repair, that is subject to the Missouri Prevailing Wage Law (Section 290.210, RSMo – 290.340, RSMo), Contractor shall immediately notify the City prior to performing Services so the parties can execute an agreement that incorporates, the appropriate Wage Order. Contractor shall comply with all requirements of Section 290.210, RSMo – 290.340, RSMo even if Contractor fails to notify the City.

**Civil Rights & Equal Opportunity Department  
Economic Equity & Inclusion  
Contract Goals Request**

**Date:** 8/24/2023  
**Form Prepared By:** Nicki Chestnut

Contract/Project Number: 1585/81000719	Project Name: I/I Reduction: Northern Basins Project 1 (Pied Creek)
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Owning Department: Water Services Department	Project Manager: Nicki Chestnut
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Funding:  City  State  Federal  CO-OP  Grant:  Other:

Project Requirements:  M/WBE  DBE  Section 3  N/A

Tax Incentive:  LCRA  TIF  PIEA  N/A  Other:

Prevailing Wage:  Yes  No

Davis-Bacon:  Yes  No

Presenting to Council<sup>1</sup>:  Yes  No

Construction Employment Program:  Yes: Workforce employment goals are 10% minority hours & 2% female hours. This project is estimated at over 800 work hours and over \$300,000.  
 No: This project is estimated at less than \$300,000 and no more than 800 work hours.

Estimated Number of Project Days: 360	Anticipated Solicitation Date: September 2023
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Contract Type:

Construction  Design-Build  Design Professional  Professional Services

General Service  Concession  Other Goods & Services  Non-Municipal Agency

Co-Operative  Revenue Sharing  Facilities Maintenance/Repair/Renovation

Other:

Description of Contract (Provide Details):

This project will rehabilitate 28,000 LF of sewer mains ranging from 8-24 inches, 480 service lateral connections, and 370 manholes, in the Pied Creek basin to like-new conditions. Per the Annual MBE/WBE Utilization Plan for FY24 Water and Wastewater Projects submitted by KC Water to CREO on April 1, 2023, M/WBE goals for this project type are 11% MBE and 5% WBE.

Pursuant to RSMo. Section 610.021(11) & (12) documents related to bids will not be made available until bids are completed.

This document is submitted with all available facts. Intentionally falsifying this document or omitting pertinent facts is grounds for disciplinary action pursuant to KCMO Human Resources Rules & Policy Manual (eff. August 4, 2014).

**FOR GENERAL SERVICES DEPARTMENT (PROCUREMENT) USE ONLY:**

Reviewed CREO Annual Goal Manual?  Yes  No

Waiver being applied?  Yes  No Type: \_\_\_\_\_

According to CREO Annual Goal Manual, the Goals for this project are:

_____ % MBE	_____ % WBE	_____ % DBE
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Electronic Record?  Yes  No

GSD Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**FOR CIVIL RIGHTS & EQUAL OPPORTUNITY DEPARTMENT (CREO) USE ONLY:**

Reviewed CREO Annual Goal Manual?  Yes  No  N/A

The following Goals are approved for this Project:

10 % MBE	10 % WBE	_____ % DBE
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No Goals are set for this Project  Waiver Approved  Waiver Denied

Reason for Wavier: \_\_\_\_\_

Electronic Record?  Yes  No

CREO Signature: Mark Runge Date: 8/17/2023

DocuSigned by: 6AFEC964B03641A...



## **Civil Rights and Equal Opportunity Department Civil Rights and Wage Assurances**

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**Non-discrimination in Employment.** Contractor shall not discriminate against any employee or candidate for employment on the basis of an individual's race, hair texture or hair style associated with an individual's race, color, sex, religion, national origin, or ancestry, disability, sexual orientation, gender identity, age, or in any other manner prohibited by Chapter 38 of the City Code. Contractor shall not engage in any discrimination as prohibited by Chapter 3 of the City Code.

**Ban the Box in Hiring and Promotion.**

(a) Pursuant to Section 38-104, City Code Ordinances, Contractor shall not base a hiring or promotional decision on an applicant's criminal history or sentence related thereto, unless the employer can demonstrate that the employment-related decision was based on all information available including consideration of the frequency, recentness and severity of a criminal record and that the record was reasonably related to the duties and responsibilities of the position.

(b) Notwithstanding subsection (a), Contractor may inquire about an applicant's criminal history after it has been determined that the individual is otherwise qualified for the position, and only after the applicant has been interviewed for the position. Any such inquiry may be made of all applicants who are within the final selection pool of candidates from which a job will be filled.

(c) This provision shall not apply to positions where employers are required to exclude applicants with certain criminal convictions from employment due to local, state or federal law or regulation.

**Title VI of the Civil Rights Act of 1964.** Title VI of the Civil Rights Act of 1964 requires that no person in the United States shall, on the grounds of race, color, or national or origin (including limited English proficient individuals), be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance. The City of Kansas City, Missouri requires compliance with the requirements of Title VI in all of its programs and activities regardless of the funding source.

Contractor shall not discriminate on the grounds of race, color, or national or origin (including limited English proficient individuals).

**Quality Services Assurance Act.** If this Contract exceeds \$160,000.00, Contractor certifies Contractor will pay all employees who will work on this Contract in the city limits of Kansas City, Missouri at least \$15.00 per hour in compliance with the City's Quality Services Assurance Act,

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## Civil Rights and Equal Opportunity Department Civil Rights and Wage Assurances

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Section 3-66, Code of Ordinances or City has granted Contractor an exemption pursuant to the Quality Services Assurance Act.

**Anti-Discrimination Against Israel.** If this Contract exceeds \$100,000.00 and Contractor employs at least ten employees, pursuant to Section 34.600, RSMo., by executing this Contract, Contractor certifies it is not currently engaged in and shall not, for the duration of this contract, engage in a boycott of goods or services from the State of Israel; companies doing business in or with Israel or authorized by, licensed by, or organized under the laws of the State of Israel; or persons or entities doing business in the State of Israel.

**Affirmative Action.** If this Contract exceeds \$300,000.00 and Contractor employs fifty (50) or more people, Contractor shall comply with City's Affirmative Action requirements in accordance with the provisions of Chapter 3 of City's Code, the rules and regulations relating to those sections, and any additions or amendments thereto; in executing any Contract subject to said provisions, Contractor warrants that it has an affirmative action program in place and will maintain the affirmative action program in place for the duration of the Contract. Contractor shall not discriminate against any employee or applicant for employment because of race, color, sex, religion, national origin or ancestry, disability, sexual orientation, gender identity or age in a manner prohibited by Chapter 3 of City's Code. Contractor shall:

- (a) Execute and submit the City of Kansas City, Missouri CREO Affirmative Action Program Affidavit warranting that the Contractor has an affirmative action program in place and will maintain the affirmative action program in place for the duration of the Contract.
- (b) Submit, in print or electronic format, a copy of Contractor's current certificate of compliance to the City's Civil Rights and Equal Opportunity Department (CREO) prior to receiving the first payment under the Contract, unless a copy has already been submitted to CREO at any point within the previous two (2) calendar years. If, and only if, Contractor does not possess a current certification of compliance, Contractor shall submit, in print or electronic format, a copy of its affirmative action program to CREO prior to receiving the first payment under the Contract, unless a copy has already been submitted to CREO at any point within the previous two (2) calendar years.
- (c) Require any Subcontractor awarded a subcontract exceeding \$300,000.00 to affirm that Subcontractor has an affirmative action program in place and will maintain the affirmative action program in place for the duration of the subcontract.
- (d) Obtain from any Subcontractor awarded a subcontract exceeding \$300,000.00 a copy of the Subcontractor's current certificate of compliance and tender a copy of the same, in print or

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## **Civil Rights and Equal Opportunity Department Civil Rights and Wage Assurances**

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electronic format, to CREO within thirty (30) days from the date the subcontract is executed. If, and only if, Subcontractor does not possess a current certificate of compliance, Contractor shall obtain a copy of the Subcontractor's affirmative action program and tender a copy of the same, in print or electronic format, to CREO within thirty (30) days from the date the subcontract is executed.

City has the right to take action as directed by City's Civil Rights and Equal Opportunity Department to enforce this provision. If Contractor fails, refuses or neglects to comply with the provisions of Chapter 3 of City's Code, then such failure shall be deemed a total breach of this Contract and this Contract may be terminated, cancelled or suspended, in whole or in part, and Contractor may be declared ineligible for any further contracts funded by City for a period of one (1) year. This is a material term of this Contract.

**Compliance with Laws.** Contractor shall comply with all federal, state and local laws, ordinances and regulations applicable to the work and this Agreement. Contractor shall maintain in effect all the licenses, permissions, authorizations, consents and permits that it needs to carry out its obligations under this Agreement.

**Prevailing Wage.** If the Agreement exceeds \$75,000.00 and any of the Services performed by Contractor includes construction, reconstruction, improvement, enlargement, alteration, painting and decorating, or major repair, that is subject to the Missouri Prevailing Wage Law (Section 290.210, RSMo – 290.340, RSMo), Contractor shall immediately notify the City prior to performing Services so the parties can execute an agreement that incorporates, the appropriate Wage Order. Contractor shall comply with all requirements of Section 290.210, RSMo – 290.340, RSMo even if Contractor fails to notify the City.

**Civil Rights & Equal Opportunity Department  
Economic Equity & Inclusion  
Contract Goals Request**

**Date:** 2024-02-28  
**Form Prepared By:** Amy Bunnell

Contract/Project Number: 89008980	Project Name: N Platte Purchase Dr Improvements - NW 95th St to NW 104th St
Owning Department: Public Works	Project Manager: Amy Bunnell

Funding:  City  State  Federal  CO-OP  Grant:  Other: developer

Project Requirements:  M/WBE  DBE  Section 3  N/A

Tax Incentive:  LCRA  TIF  PIEA  N/A  Other:

Prevailing Wage:  Yes  No

Davis-Bacon:  Yes  No

Presenting to Council<sup>1</sup>:  Yes  No

Construction Employment Program:  Yes: Workforce employment goals are 10% minority hours & 2% female hours. This project is estimated at over 800 work hours and over \$300,000.  
 NO: This project is estimated at less than \$300,000 and no more than 800 work hours.

Estimated Number of Project Days: TBD	Anticipated Solicitation Date: TBD
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Contract Type:

Construction  Design-Build  Design Professional  Professional Services

General Service  Concession  Other Goods & Services  Non-Municipal Agency

Co-Operative  Revenue Sharing  Facilities Maintenance/Repair/Renovation

Other: Funding Agreement

Description of Contract (Provide Details):  
Funding Agreement with the TIF Commission. City to contribute \$200,000.00 toward the conceptual design of N Platte Purchase Dr improvements between NW 95th St and NW 104th St.

Pursuant to RSMo. Section 610.021(11) & (12) documents related to bids will not be made available until bids are completed.

This document is submitted with all available facts. Intentionally falsifying this document or omitting pertinent facts is grounds for disciplinary action pursuant to KCMO Human Resources Rules & Policy Manual (eff. August 4, 2014).

**FOR GENERAL SERVICES DEPARTMENT (PROCUREMENT) USE ONLY:**

Reviewed CREO Annual Goal Manual?  Yes  No

Waiver being applied?  Yes  No Type: \_\_\_\_\_

According to CREO Annual Goal Manual, the Goals for this project are:

_____ % MBE	_____ % WBE	_____ % DBE
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Electronic Record?  Yes  No

GSD Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**FOR CIVIL RIGHTS & EQUAL OPPORTUNITY DEPARTMENT (CREO) USE ONLY:**

Reviewed CREO Annual Goal Manual?  Yes  No  N/A

The following Goals are approved for this Project:

14 % MBE	14 % WBE	_____ % DBE
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No Goals are set for this Project  Waiver Approved  Waiver Denied

Reason for Wavier: \_\_\_\_\_

Electronic Record?  Yes  No

CREO Signature: Gabriel Kuer Date: 3/7/2024  
72A9990E20E842D...



## Scopes of Work

Contract/Project Number:

Project Name:

NOTE: Include a breakdown of the scope of work and/or disciplines that will be required for this contract.

<b>List NAICS Codes &amp; Description</b>
541330 Engineering Services
541370 Surveying and Mapping (except Geophysical) Services

**Civil Rights & Equal Opportunity Department  
Economic Equity & Inclusion  
Contract Goals Request**

**Date:** 2024-02-28  
**Form Prepared By:** Amy Bunnell

Contract/Project Number: 89008977	Project Name: N Mexico City Ave Improvements - NW 132nd Street to NW 136th St
Owning Department: Public Works	Project Manager: Amy Bunnell

Funding:  City  State  Federal  CO-OP  Grant:  Other: Port KC; Developer

Project Requirements:  M/WBE  DBE  Section 3  N/A

Tax Incentive:  LCRA  TIF  PIEA  N/A  Other:

Prevailing Wage:  Yes  No

Davis-Bacon:  Yes  No

Presenting to Council<sup>1</sup>:  Yes  No

Construction Employment Program:  Yes: Workforce employment goals are 10% minority hours & 2% female hours. This project is estimated at over 800 work hours and over \$300,000.  
 NO: This project is estimated at less than \$300,000 and no more than 800 work hours.

Estimated Number of Project Days: TBD	Anticipated Solicitation Date: TBD
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Contract Type:

Construction  Design-Build  Design Professional  Professional Services

General Service  Concession  Other Goods & Services  Non-Municipal Agency

Co-Operative  Revenue Sharing  Facilities Maintenance/Repair/Renovation

Other: Funding Agreement

Description of Contract (Provide Details):  
Funding Agreement with Port KC. City to contribute \$1,698,930.60 toward construction of N Mexico City Ave from NW 132nd St to NW 136th St.

Pursuant to RSMo. Section 610.021(11) & (12) documents related to bids will not be made available until bids are completed.

This document is submitted with all available facts. Intentionally falsifying this document or omitting pertinent facts is grounds for disciplinary action pursuant to KCMO Human Resources Rules & Policy Manual (eff. August 4, 2014).

**FOR GENERAL SERVICES DEPARTMENT (PROCUREMENT) USE ONLY:**

Reviewed CREO Annual Goal Manual?  Yes  No

Waiver being applied?  Yes  No Type: \_\_\_\_\_

According to CREO Annual Goal Manual, the Goals for this project are:

_____ % MBE	_____ % WBE	_____ % DBE
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Electronic Record?  Yes  No

GSD Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**FOR CIVIL RIGHTS & EQUAL OPPORTUNITY DEPARTMENT (CREO) USE ONLY:**

Reviewed CREO Annual Goal Manual?  Yes  No  N/A

The following Goals are approved for this Project:

15 % MBE	14 % WBE	_____ % DBE
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No Goals are set for this Project  Waiver Approved  Waiver Denied

Reason for Wavier: \_\_\_\_\_

Electronic Record?  Yes  No

DocuSigned by: Mark Runge Date: 3/6/2024

CREO Signature: \_\_\_\_\_ Date: \_\_\_\_\_



## Scopes of Work

Contract/Project Number:

Project Name:

NOTE: Include a breakdown of the scope of work and/or disciplines that will be required for this contract.

<b>List NAICS Codes &amp; Description</b>
237110 Water and Sewer Line and Related Structures Construction
237310 Highway, Street, and Bridge Construction
238210 Electrical Contractors and Other Wiring Installation Contractors