



Agenda

Transportation, Infrastructure and Operations Committee

Quinton Lucas, Chair
Teresa Loar, Vice Chair
Eric Bunch, Vice Chair
Katheryn Shields
Melissa Robinson
Kevin O'Neill

Wednesday, October 12, 2022

9:00 AM

26th Floor, Council Chamber

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

PUBLIC OBSERVANCE OF MEETINGS

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>

Director of Aviation

[220901](#)

Sponsor: Director of Aviation Department

Authorizing an Amendment No. 7 between the City of Kansas City, Missouri, Aviation Department and Executive Beechcraft, Inc. at the Charles B. Wheeler Downtown Airport.

Attachments: [220901 Fact Sheet](#)

[220901 Fiscal Note](#)

HELD IN COMMITTEE

[220621](#) Authorizing the Director of Public Works to execute a Franchise Agreement with Spire Missouri, Inc. granting a non-exclusive 10-year franchise to operate a natural gas distribution plant and system within territory of the City of Kansas City, Missouri.

Attachments: [220621 Fact Sheet](#)
[220621 Fiscal Note](#)

Fowler

[220693](#) Amending Chapter 62, Article II of the Code of Ordinances entitled Solid Waste, by repealing Section 62-41, "Residential refuse collection - Eligibility," and enacting in lieu thereof a new section of like number and subject matter which amends residents eligible for residential refuse collection.

Attachments: [220693 No Fact Sheet](#)
[220693 Fiscal Note](#)

Director of Water Services

[220874](#) Sponsor: Director of Water Services Department

Authorizing a \$9,100,000.00 Construction Contract with Goodwin Bros. Construction Co., for the Birmingham Pump Station Screen Replacement; authorizing a maximum expenditure of \$10,222,300.00; and authorizing a \$603,143.68 Design Professional Services Amendment No. 1 to Contract No. 1588, for the Birmingham Pump Station Screen Replacement project with Lion CSG, LLC, for a total contract amount of \$931,766.68; and recognizing this ordinance as having an accelerated effective date.

Attachments: [220874 Fact Sheet](#)
[220874 Fiscal Note](#)
[220874 Committee Substitute Fiscal Note](#)
[220874 Committee Substitute Fact Sheet](#)
[Ordinance 220874-Docket Memo 1588-Lion CSG](#)
[Ordinance 220874-Docket Memo 1662- Goodwin](#)
[220854 TIO 10-12-22 KCW Presentation](#)

ADDITIONAL BUSINESS

1. There may be a general discussion regarding current Transportation, Infrastructure and Operations Committee issues.

2. 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.

3. Those who wish to comment on proposed ordinances can email written testimony to 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
- 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

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 #: 220901

ORDINANCE NO. 220901

Sponsor: Director of Aviation Department

Authorizing an Amendment No. 7 between the City of Kansas City, Missouri, Aviation Department and Executive Beechcraft, Inc. at the Charles B. Wheeler Downtown Airport.

WHEREAS, the City entered a Fixed Base Operations and Lease Agreement with Executive Beechcraft, Inc. on December 28, 2005, and that lease was subsequently amended (“Lease”); and

WHEREAS, to accommodate FAA design criteria for the installation of new taxiway pavement at the Charles B. Wheeler Downtown Airport, the amount and designation of leased premises must be changed; and

WHEREAS, it is necessary and desirable to update certain terms specific to lease of airport property; NOW THEREFORE

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Aviation is hereby authorized to enter into the 7th Amended Fixed Base Operations and Lease Agreement. A copy of the Lease Amendment is on file in the Aviation Director’s Office.

..end

Approved as to form and legality:

Charlotte Ferns
Senior Associate City Attorney

LEGISLATIVE FACT SHEET		Legislation Number:	220901	
		Approval Deadline:		
LEGISLATION IN BRIEF:				
What is the reason for this legislation?		Fact Sheet Color Codes		
		User Entered Field		
		User Select From Menu		
		For OMB Use		
		Sponsor(s)		
		Programs, Departments, or Groups Affected		
		Sub-Program in Budget (page #)		
		Applicants/ Proponents	City Department	
			Other	
		Staff Recommendation		
		Board or Commission Recommendation		
		Future Impacts		
Cost of Legislation current Fiscal Year				
Costs in Future Fiscal Years?				
Annual Revenue Increase/Decrease				
Applicable Dates:				
Prepared by:				
Date Prepared:				
Reviewed by:				
Date Reviewed				
Reference Numbers				
Discussion (including relationship to other Council actions)				
Citywide Business Plan Goal				
Citywide Business Plan Objective				
Citywide Business Plan Strategy				



File #: 220621

ORDINANCE NO. 220621

Authorizing the Director of Public Works to execute a Franchise Agreement with Spire Missouri, Inc. granting a non-exclusive 10-year franchise to operate a natural gas distribution plant and system within territory of the City of Kansas City, Missouri.

WHEREAS, Ordinance No. 100833, enacted October 7, 2010, granted a franchise to Missouri Gas Energy to supply, sell and furnish natural gas to Kansas City and its inhabitants for a period of ten years; and

WHEREAS, Spire Missouri Inc., successor in interest to The Empire District Gas Company, has requested a new franchise authorizing it to continue to provide natural gas service to Kansas City, Missouri and its inhabitants; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director Public Works is authorized to execute the Franchise Agreement with Spire Missouri Inc. granting a non-exclusive 10-year franchise to operate a natural gas distribution plant and system within territory of the City of Kansas City, Missouri. A copy of the Franchise Agreement in substantial form is on file in the office of the Director of Public Works.

..end

Approved as to form and legality:

Matthew W. Cooper
Associate City Attorney

GENERAL

Ordinance Fact Sheet

220621

Ordinance Number

Brief Title

Authorizing the Director of Public Works to execute a Franchise Agreement with Spire Missouri Inc.

Approval Deadline

Reason

To grant a non-exclusive 10-year franchise to operate a natural gas distribution plant and system within territory of the City of Kansas City, Missouri.

Details

Reason for Legislation

Authorizing the Director of Public Works to execute a Franchise Agreement with Spire Missouri Inc. granting a non-exclusive 10-year franchise to operate a natural gas distribution plant and system within territory of the City of Kansas City, Missouri.

Discussion

Ordinance No. 100833, enacted October 7, 2010, granted a franchise to Missouri Gas Energy to supply, sell and furnish natural gas to Kansas City and its inhabitants for a period of ten years.

Spire Missouri Inc., successor in interest to The Empire District Gas Company, has requested a new franchise authorizing it to continue to provide natural gas service to Kansas City, Missouri and its inhabitants.

This ordinance will authorize the Director Public to execute the Franchise Agreement with Spire Missouri Inc. granting a non-exclusive 10-year franchise to operate a natural gas distribution plant and system within territory of the City of Kansas City, Missouri. A copy of the Franchise Agreement in substantial form is on file in the office of the Director of Public Works.

Positions/Recommendations

Sponsor	City Engineer
Programs, Departments, or Groups Affected	Public Works
Applicants / Proponents	Applicant City Department Public Works Other
Opponents	Groups or Individuals Basis of opposition
Staff Recommendation	<input checked="" type="checkbox"/> For <input type="checkbox"/> Against Reason Against
Board or Commission Recommendation	By <input type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No action taken <input type="checkbox"/> For, with revisions or conditions (see details column for conditions)
Council Committee Actions	<input type="checkbox"/> Do pass <input type="checkbox"/> Do pass (as amended) <input type="checkbox"/> Committee Sub. <input type="checkbox"/> Without Recommendation <input type="checkbox"/> Hold <input type="checkbox"/> Do not pass

Discussion (continued)

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Policy/Program Impact

Policy or Program Change	<input type="checkbox"/> No <input type="checkbox"/> Yes
Operational Impact Assessment	

Finances

Cost & Revenue Projections -- Including Indirect Costs	
Financial Impact	
Fund Source (s) and Appropriation Account Codes	

Applicable Dates:

Fact Sheet Prepared by:

Homer Janssens
Right of Way Reviewer
Department of Public Works

Reference Numbers

LEGISLATIVE FISCAL NOTE	LEGISLATION NUMBER:	220621
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LEGISLATION IN BRIEF:

Authorizing the Director of Public Works to execute a Franchise Agreement with Spire Missouri, Inc. granting a non-exclusive 10-year franchise to operate a natural gas distribution plant and system within territory of the City of Kansas City, Missouri.

What is the purpose of this legislation? OPERATIONAL

For the purpose of authorizing expenditures new or planned to conduct municipal services

Does this legislation spend money? <i>See Section 00: " Notes" Below</i>	<input type="button" value="NO"/>	Yes/No
Does this legislation estimate new Revenues? <i>See Section 00: " Notes" Below</i>	<input type="button" value="NO"/>	Yes/No
Does this Legislation Increase Appropriations? <i>See Section 00: " Notes" Below</i>	<input type="button" value="NO"/>	Yes/No
Are costs associated with this legislation ongoing (Yes)? Or one-time (No) <i>See Section 00: " Notes" Below</i>	<input type="button" value="NO"/>	Yes/No

Section 00: Notes:

There is no predictable fiscal impact related to this ordinance.

Five years of operational costs for ongoing programs should be included in Section 04 below.

FINANCIAL IMPACT OF LEGISLATION

Section 01: If applicable, where are funds appropriated in the current budget?

FUND	DEPTID	ACCOUNT	PROJECT	FY 22-23 BUD	FY 23-24 EST

Section 02: If applicable, where will new revenues be estimated?

FUND	DEPTID	ACCOUNT	PROJECT	FY 22-23 BUD	FY 23-24 EST

Section 03: If applicable, where will appropriations be increased?

FUND	DEPTID	ACCOUNT	PROJECT	FY 22-23 BUD	FY 23-24 EST

NET IMPACT ON OPERATIONAL BUDGET				-	-
<i>RESERVE STATUS:</i>					

SECTION 04: FIVE-YEAR FISCAL IMPACT (Direct and indirect)

FUND	FUND NAME	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	All Outyears
TOTAL REV		-	-	-	-	-	-	-

FUND	FUND NAME	FY 22-23	FY 23-24	FY 24-25	FY 25-26	FY 26-27	FY 27-28	All Outyears
TOTAL EXP		-	-	-	-	-	-	-

NET Per-YEAR IMPACT		-	-	-	-	-	-	-
NET IMPACT (SIX YEARS)		-						

REVIEWED BY Nick Crafton DATE 8/3/2022



File #: 220693

ORDINANCE NO. 220693

Amending Chapter 62, Article II of the Code of Ordinances entitled Solid Waste, by repealing Section 62-41, “Residential refuse collection - Eligibility,” and enacting in lieu thereof a new section of like number and subject matter which amends residents eligible for residential refuse collection.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 62, Article II of the Code of Ordinances is hereby amended by repealing Section 62-41, entitled “Residential refuse collection-eligibility” and enacting in lieu thereof a new section of like number and subject matter, to read as follows:

Sec. 62-41. Residential refuse collection-eligibility.

(a) Eligible buildings and dwelling units. The City will provide public curbside refuse collection and disposal services to each habitable dwelling unit in a residential building containing six or fewer units, which fronts on a public or private (subject to subsection b) street. Residential buildings containing more than six units may be eligible for service if each unit has separate sidewalk and driveway access which fronts a public or private (subject to subsection b) street.

(b) Residential buildings on private streets or drives may be provided refuse services upon entering into an agreement with the City whereby the owners of such residential buildings waive any claims against the City for damage to the private street or drive due to refuse collection.

(c) Every person not receiving city-provided refuse collection services shall provide for the collection and disposal of refuse in accordance with the provisions of article I of this chapter and the rules and regulations adopted thereunder.

..end

Approved as to form and legality:

Dustin E. Johnson

Assistant City Attorney

**No Fact Sheet
for
Ord.
220693**



File #: 220874

COMMITTEE SUBSTITUTE FOR ORDINANCE NO. 220874

Sponsor: Director of Water Services Department

Authorizing a \$9,100,000.00 Construction Contract with Goodwin Bros. Construction Co., for the Birmingham Pump Station Screen Replacement; authorizing a maximum expenditure of \$10,222,300.00; and authorizing a \$603,143.68 Design Professional Services Amendment No. 1 to Contract No. 1588, for the Birmingham Pump Station Screen Replacement project with Lion CSG, LLC, for a total contract amount of \$931,766.68; and recognizing this ordinance as having an accelerated effective date.

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. 1662 in the amount of \$9,100,000.00 with Goodwin Bros. Construction Co., for the Birmingham Pump Station Screen Replacement project, Project No. 81000928. 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 \$10,222,300.00, from Account No. 23-8110-807777-B-81000928, Sewer Pump Stations, to satisfy the cost of this contract.

Section 3. That the Director of the Water Services Department is authorized to execute Design Professional Services Amendment No. 1 to Contract No. 1588 in the amount of \$603,143.68, for a total contract amount of \$931,766.68, with Lion CSG, LLC, for the Birmingham Pump Station Screen Replacement project, Project No. 81000928. A copy of the contract is on file in the office of Water Services.

Section 4. That the Director of the Water Services Department is authorized a maximum expenditure of \$603,143.68, from Account No. AL-8189-807777-B-81000928, in the amount of \$300,000.00, and 23-8110-807777-B-81000928, in the amount of \$303,143.68, Sewer Pump Stations, to satisfy the cost of this amendment.

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

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 and legality:

Mark P. Jones
Senior Associate City Attorney

CONTRACT

220874

Ordinance Fact Sheet

Construction/Misc. Form

Brief Title	Approval Deadline	Reason
Authorizing a Construction Contract and Design Professional Services Amendment No. 1 to the Birmingham Pump Station Screen Replacement projects.		To authorize execution of a Construction Contract and expenditures; to authorize execution of Design Professional Services Amendment; and to recognize this ordinance as having an accelerated effective date.

Details

Reason for Contract

Authorizing a construction contract and amendment to a design professional services contract for the Birmingham Pump Station Screen Replacement projects, and recognizing this ordinance as having an accelerated effective date. The request for the accelerated effective date on this proposed ordinance is to expedite execution of the construction project in order to meet the 90-day bid period.

The Birmingham Pump Station is located at 11011 Birmingham Road, Kansas City, Clay County, Missouri.

Discussion

Project Justification
The purpose of this project is to increase safety and efficiency to the Birmingham Pump Station facility through upgrades and odor control, improve the efficiency of screenings removal, reduce the amount of maintenance on the bar screens, increase accuracy of wet well measurements, increase the equipment service life due to reduced sulfate corrosion, and increase the service life of rotating equipment.

Design Professional Services Contract Summary
The City executed this \$328,623.00 SLBE-WSDEPS design professional services on September 3, 2020.

The Design Professional Services contract included design services for the replacement of screens, associated controls, implementation of an odor control system, and general repairs for the Birmingham Pump Station, located at 11011 Birmingham Road, Kansas City, Clay County, Missouri.

This proposed \$603,143.68 Amendment No. 1 will be for construction phase services to be performed while construction occurs.

Design Professional Services Cost Summary

Original Contract:	\$328,623.00
Proposed Amendment No. 1:	\$603,143.68
Total Contract:	\$931,766.68

Construction Contract Description
The scope of work for this construction contract includes upgrades to the screenings equipment of the Birmingham Pump Station. including replacement of the existing screens, structural improvements, and upgrades to the air handling system, odor control, and electrical work for the new equipment.

The amount of the construction contract is \$9,293,000.00 plus contingency amount of \$929,300.00 for a total of \$10,222,300.00.

The request for the accelerated effective date on this proposed ordinance is to expedite execution of the construction project in order to meet the 90-day bid period.

Roles and Responsibilities

Sponsor	Water Services Department
Department or Programs Affected	Water Services Department
Recommended Awardee	Garney Companies, Inc.
Contract Compliance Certification Obtained?	<input type="checkbox"/> No <input checked="" type="checkbox"/> Yes
Opponents	Groups or Individuals None known Reason for Opposition
Responsibilities	Design Engineering: Lion CSG, LLC Inspections: Lion CSG, LLC Construction or Project Management: Lion CSG, LLC Service Monitoring: City Staff

Policy/Program Impact

Policy or Program Emphasis Change	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
Operational Impact Assessment	

(Continued on reverse side)

Details

Construction Contract Solicitation

The construction project was advertised in accordance with the City's requirements. Public bids were opened on July 19, 2022 with two (2) bidders responding. Garney Companies, Inc. submitted the lowest, responsible and responsive bid.

Grant/Loan Funding

N/A

Civil Rights and Equal Opportunity Department (CREO KC) Approval

In accordance with Resolution No. 130371, Section 1(b), there are no MBE/WBE subcontracting requirements for the Design Professional Services Contract No. 1588. This contract is being performed under the expanded SLBE-WSDEPS program.

Subcontracting goals on the construction project are 12% MBE and 12% WBE. Subcontracting information was submitted to CREO KC for review and determination on July 25, 2022. Good Faith Efforts (GFE) were submitted and evaluated, and the Contractor Utilization Plan (CUP) was disapproved on August 11, 2022. The contractor appealed the decision to the Fairness in Construction Board. On September 15, 2022, the Garney Companies GFE appeal was deemed approved due to time limits being exceeded for a hearing date. As such, Garney Companies' 48 hour documentation is approved as it was submitted with 12.7% MBE & 0.5 WBE participation.

Fairness in Construction Board

There is no appeal on this contract pending before the Fairness in Construction Board at this time.

Youth Employment Program

N/A

1% for Art

N/A

How will this contribute to a sustainable Kansas City?

This project will increase the screening capabilities of the Birmingham pump station, which will lead to lower maintenance costs for the pumps at the pump station and also the Birmingham Wastewater Treatment plant (Birmingham WWTP receives all its flow from Birmingham pump station).

Bid Opening Date: 7/19/2022

Notice of Intent to Contract: TBA

Is it good for the children? Yes.

Finances

City's Estimate of Cost	\$	5,400,000.00
Bid or Proposal Data	Lowest and Best Contract	
	Cost Submitted	\$ 9,293,000.00 *
	Recommended Awardee: Garney Companies, Inc.	
Bid Date:	7/19/2022	
	No. of Bids Submitted:	2
	Selected lowest, responsible and responsive bid	
	Other Bidders or Contractors Considered	Contract Costs Submitted
	Goodwin Bros.	\$ 9,572,000.00 *
		\$
		\$
		\$
		\$
		\$
		\$
	* Cost includes Bid with Alternates 1, 2, and 5.	\$
Fund Sources and Appropriation	23-8110-807777-B-81000928 (Const.) = \$10,222,300.00	
Account Codes	AL-8189-807777-B-81000928 (DPS Amend. No. 2) = \$300,000.00	
For These Contracts	23-8110-807777-B-81000928 (DPS Amend. No. 2) = \$303,143.68	
	Sewer Pump Stations	Project No. 81000928
Source of Future Operating Funds		
Proposed Construction Contract	\$	9,293,000.00
Construction Contingency	\$	929,300.00
1588 Amendment 1	\$	603,143.68
Engineering & Administration	\$	-
TOTAL	\$	10,825,443.68

Estimated Duration of Contract: 558 calendar days

Fact Sheet Prepared by:

Leona Walton
Contracts Manager

Date:

9/19/2022

Reviewed by:

Jeff Martin
Chief Engineering Officer

Date:

9/22/2022

Reference Numbers:

Contract No. 1662 (Construction)
Contract No. 1588 (Design Professional Services)
Project No. 81000928

Council Committee Actions

Do Pass	<input type="checkbox"/>	<input type="checkbox"/> Hold
Do Pass (as amended)	<input type="checkbox"/>	<input type="checkbox"/> W/o Recommendation
Committee Sub.	<input type="checkbox"/>	<input type="checkbox"/> Do Not Pass

CONTRACT

Ordinance Fact Sheet

Construction/Misc. Form

<u>Brief Title</u>	<u>Approval Deadline</u>	<u>Reason</u>
Authorizing a Construction Contract and Design Professional Services Amendment		To authorize execution of a Construction Contract and expenditures; to authorize execution of Design Professional Services Amendment; and to recognize this ordinance as having an accelerated effective date.
No. 1 to the Birmingham Pump Station		
Screen Replacement projects.		

Details

Reason for Contract

Authorizing a construction contract and amendment to a design professional services contract for the Birmingham Pump Station Screen Replacement projects, and recognizing this ordinance as having an accelerated effective date. The request for the accelerated effective date on this proposed ordinance is to expedite execution of the construction project in order to meet the 90-day bid period.

The Birmingham Pump Station is located at 11011 Birmingham Road, Kansas City, Clay County, Missouri.

Discussion

Project Justification
 The purpose of this project is to increase safety and efficiency to the Birmingham Pump Station facility through upgrades and odor control, improve the efficiency of screenings removal, reduce the amount of maintenance on the bar screens, increase accuracy of wet well measurements, increase the equipment service life due to reduced sulfate corrosion, and increase the service life of rotating equipment.

Design Professional Services Contract Summary
 The City executed this \$328,623.00 SLBE-WSDEPS design professional services on September 3, 2020.

The Design Professional Services contract included design services for the replacement of screens, associated controls, implementation of an odor control system, and general repairs for the Birmingham Pump Station, located at 11011 Birmingham Road, Kansas City, Clay County, Missouri.

This proposed \$603,143.68 Amendment No. 1 will be for construction phase services to be performed while construction occurs.

Design Professional Services Cost Summary

Original Contract:	\$328,623.00
Proposed Amendment No. 1:	\$603,143.68
Total Contract:	\$931,766.68

Construction Contract Description
 The scope of work for this construction contract includes upgrades to the screenings equipment of the Birmingham Pump Station. including replacement of the existing screens, structural improvements, and upgrades to the air handling system, odor control, and electrical work for the new equipment.

The amount of the construction contract is \$9,100,000.00 plus contingency amount of \$1,122,300.00 for a total of \$10,222,300.00.

The request for the accelerated effective date on this proposed ordinance is to expedite execution of the construction project in order to meet the 90-day bid period.

Roles and Responsibilities

Sponsor	Water Services Department
Department or Programs Affected	Water Services Department
Recommended Awardee	Garney Company
Contract Compliance Certification Obtained?	<input type="checkbox"/> No <input checked="" type="checkbox"/> Yes
Opponents	Groups or Individuals None known Reason for Opposition
Responsibilities	Design Engineering: Lion CSG, LLC Inspections: Lion CSG, LLC Construction or Project Management: Lion CSG, LLC Service Monitoring: City Staff

Policy/Program Impact

Policy or Program Emphasis Change	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
Operational Impact Assessment	

(Continued on reverse side)

Details

Construction Contract Solicitation

The construction project was advertised in accordance with the City's requirements. Public bids were opened on July 19, 2022 with two (2) bidders responding. Goodwin Bros. Construction Co. and Garney Company submitted Bids. Transportation, Infrastructure, and Operations Committee has requested a committee substitution to enter into a construction contract with Goodwin Bros Construction Co.

Grant/Loan Funding

N/A

Civil Rights and Equal Opportunity Department (CREO KC) Approval

In accordance with Resolution No. 130371, Section 1(b), there are no MBE/WBE subcontracting requirements for the Design Professional Services Contract No. 1588. This contract is being performed under the expanded SLBE-WSDEPS program. Lion LSG anticipates exceeding 20% MBE and 7% WBE on the full contract utilizing TREKK, Premier Engineering, and Taliaferro & Browne.

Subcontracting goals on the construction project are 12% MBE and 12% WBE. Garney submitted a CUP at MBE 12.66% and WBE 0.73% utilizing WITEC, LMG Construction Services, and Wilkerson Crane. Garney's good faith efforts were reviewed and rejected by CREO. Garney appealed the determination to the Fairness in Construction Board. The Board did not meet within the deadline for the appeal hearing. Therefore, Garney's good faith efforts and CUP were approved.

Goodwin's CUP of MBE 29.1% and WBE 14.1% utilizing WITEC, Genesis, Realm, and CJ Industries was submitted to CREO KC for review and determination on October 5, 2022, and was approved on October 11, 2022 with 29% MBE and 14% WBE participation.

Fairness in Construction Board

There is no appeal on this contract pending before the Fairness in Construction Board at this time.

Youth Employment Program

N/A

1% for Art

N/A

How will this contribute to a sustainable Kansas City?

This project will increase the screening capabilities of the Birmingham pump station, which will lead to lower maintenance costs for the pumps at the pump station and also the Birmingham Wastewater Treatment plant (Birmingham WWTP receives all its flow from Birmingham pump station).

Bid Opening Date: 7/19/2022

Notice of Intent to Contract: TBA

Is it good for the children? Yes.

Estimated Duration of Contract: 558 calendar days

Fact Sheet Prepared by:

Leona Walton
Contracts Manager

Date:

9/19/2022

Reviewed by:

Jeff Martin
Chief Engineering Officer

Date:

9/22/2022

Reference Numbers:

Contract No. 1662 (Construction)
Contract No. 1588 (Design Professional Services)
Project No. 81000928

Finances

City's Estimate of Cost	\$	5,400,000.00
Bid or Proposal Data	Lowest, Responsible, Responsive Contract	
Bid Date:	Cost Submitted	\$ 9,086,000.00 *
7/19/2022	Recommended Awardee: Garney Company	
	No. of Bids Submitted: 2	
	Committee Substitution for a Construction Contract for	
	Goodwin Bros. Construction Co drafted per TIO Committee	
	Detailed Bid Information	
Bidder	Goodwin Bros.	Garney Company
MBE/WBE	MBE 29.1%, WBE 14.1%	MBE 12.66%, WBE 0.73%
Base Bid*	\$9,000,000.00	\$8,986,000.00
Base Bid & Allowance*	\$9,100,000.00	\$9,086,000.00
Alternative 1* Different Screen Manufacturers	-\$50,000.00	-\$35,000.00
Alternative 2* Removing Fillets from channels	\$292,000.00	\$27,000.00
Alternative 3* Extending Bid Pricing to 120 days	\$600,000.00	\$318,000.00
Alternative 4* Extending Bid Pricing to 150 days	\$750,000.00	\$470,000.00
Alternative 5* Odor Control System	\$230,000.00	\$215,000.00
	*Bolded item is the lowest	
Fund Sources and Appropriation	23-8110-807777-B-81000928 (Const.) = \$10,222,300.00	
Account Codes	AL-8189-807777-B-81000928 (DPS Amend. No. 2) = \$300,000.00	
For These Contracts	23-8110-807777-B-81000928 (DPS Amend. No. 2) = \$303,143.68	
	Sewer Pump Stations	Project No. 81000928
Source of Future Operating Funds		
Proposed Construction Contract	\$	9,100,000.00
Construction Contingency	\$	\$1,122,300.00
1588 Amendment 1	\$	603,143.68
Engineering & Administration	\$	-
TOTAL	\$	10,825,443.68

Council Committee Actions

Do Pass	<input type="checkbox"/>	<input type="checkbox"/> Hold
Do Pass (as amended)	<input type="checkbox"/>	<input type="checkbox"/> W/o Recommendation
Committee Sub.	<input type="checkbox"/>	<input type="checkbox"/> Do Not Pass

Inter-Departmental Communication

Date: October 11, 2022

To: Mayor Quinton Lucas, Chair: Transportation, Infrastructure & Operations Committee

From: Andrea Dorch; Director; Civil Rights & Equal Opportunity Department

Subject: Docket Memo #:220874

CONTRACTOR: Lion CSG, LLC
Address: 915 Olive, Suite 902
St. Louis, MO 63101
Contract #: 1588 / 81000928 – Birmingham Pump Station
Screen Replacement, Amendment 1
Contract Amount: \$931,766.68 (\$603,143.68 on Amendment 1)

Comments:
This contract is a SLBE-WSDEPS contract. There are no MBE/WBE goals set on SLBE-WSDEPS contracts. Lion CSG is a certified SLBE-WSDEPS.

Original Contract Amount: \$328,623.00
Proposed Amendment 1: \$603,143.68
Proposed Contract Amount: \$931,766.68

Inter-Departmental Communication

Date: October 11, 2022

To: Mayor Quinton Lucas, Chair: Transportation, Infrastructure & Operations Committee

From: Andrea Dorch; Director; Civil Rights & Equal Opportunity Department

Subject: Docket Memo #:220874

CONTRACTOR: Goodwin Brothers Construction Co.
 Address: 4885 Baumgartner Rd.
 St. Louis, MO 63129
 Contract # 1662 / 81000928 – Birmingham Pump Station
 Screen Replacement
 Contract Amount: \$9,100,000.00*
 MBE Goal 12%
 WBE Goal: 12%
 Total MBE Achieved: 29%
 Total WBE Achieved: 14%

MBE SUBCONTRACTORS:
 Name: Whatever It Takes Electrical Contractors, LLC
 Address: 9709 E. 56th St.
 Raytown, MO 64133
 Scope of Work: Supply / Install Electrical Materials
 Dollar Amount: \$950,000
 Ownership: Rolls, John
 Structure: African-American Male Code 15

MBE SUBCONTRACTORS:
 Name: Genesis Environmental Solutions, Inc.
 Address: 8422 S. 7 Highway
 Blue Springs, MO 64014
 Scope of Work: Preparation / Coatings Application
 Dollar Amount: \$1,700,000
 Ownership: Thomas, M. Shaun
 Structure: Native American Male Code 17

WBE SUBCONTRACTORS:

Name: CJ Industries, LLC
Address: 610 S. 78th St., Suite 1
Kansas City, KS 66111
Scope of Work: Screens & Gates Supply /Millwright Install
Dollar Amount: \$1,200,000
Ownership: Rocha, Melinda
Structure: Native American Female Code 21

WBE SUBCONTRACTORS:

Name: Realm Construction, Inc.
Address: 604 SE Industrial Dr.
Blue Springs, MO 64014
Scope of Work: Supply / Install Rebar
Dollar Amount: \$86,000
Ownership: Taylor, Linda
Structure: Caucasian Female Code 27

Comments:

*Note: Contract amount includes an Allowance amount of \$100,000 for unforeseen site conditions. The Dept. indicated that the contract will also include a contingency amount of \$910,000 (10%) for a total contract amount of \$10,010,000. The participation was calculated on the base bid amount and the Allowance (\$9,100,000). Both the Allowance and the contingency amount may or may not be used. The goals will apply to the entire contract including any amount paid from the Allowance and contingency amounts.

Base Bid:	\$9,000,000.00
Allowance:	<u>\$ 100,000.00</u>
Base Contract Amount:	\$9,100,000.00
Contingency Amount:	<u>\$ 910,000.00</u>
Total Contract Amount:	\$10,010,000.00



TRANSPORTATION, INFRASTRUCTURE & OPERATIONS COMMITTEE

OCTOBER 12, 2022



COMMITTEE SUBSTITUTE FOR ORDINANCE NO. 220874 (Held in Committee)

Birmingham Pump Station Screen Replacement Construction and Design Professional Services Amendment No. 1



Authorizing a \$9,100,000.00 Construction Contract with Goodwin Bros. Construction Co., for the Birmingham Pump Station Screen Replacement; authorizing a maximum expenditure of \$10,222,300.00; and authorizing a \$603,143.68 Design Professional Services Amendment No. 1 to Contract No. 1588, for the Birmingham Pump Station Screen Replacement project with Lion CSG, LLC, for a total contract amount of \$931,766.68; and recognizing this ordinance as having an accelerated effective date.

Bid Information

	Garney	Goodwin
Base Bid	\$ 8,986,000	\$ 9,000,000
Allowance	\$ 100,000	\$ 100,000
Total Base Bid	\$ 9,086,000	\$ 9,100,000
Alternate 1 <i>Alternate Screen manufacturer (Parkson)</i>	\$ (35,000)	\$ (50,000)
Alternate 2 <i>Structural modifications of influent channels</i>	\$ 27,000	\$ 292,000
Alternate 3 <i>120 day Escalation</i>	\$ 318,000	\$ 600,000
Alternate 4 <i>150 day Escalation</i>	\$ 470,000	\$ 750,000
Alternate 5 <i>Chemical Odor Control</i>	\$ 215,000	\$ 230,000
Total with Alternates 1,2,5:	\$ 9,293,000	\$ 9,572,000
*Lower Price is bold		

MBE/WBE Participation

Goals 12%/12%


Contractor	MBE	WBE
	12.7%	0.73%
	29.1%	14.1%



THANK YOU



Design Contract – SLBE-WSDEPS

 LION		
	MBE	WBE
Total Contract	8%	20%

TREKK


TSi
geotechnical, inc.


Taliaferro & Browne, Inc.
Engineering - Landscape Architecture - Surveying

 **PREMIER ENGINEERING**
CONSULTANTS, LLC
7427 TROOST AVENUE, KANSAS CITY, MO 64131
PH (816) 444-4137 FAX (816) 444-5201
PROFESSIONAL ENGINEERING CORPORATION
MISSOURI LICENSE NO 2012092406