



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: TMP-6909

Submitted Department/Preparer: Public Works

Revised 12/03/25

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 the Director of Public Works to execute a \$7,513,820.00 construction contract with J.M. Fahey Construction Company for Street Resurfacing from 63rd Street to South City Limits; authorizing the Director of Public Works to increase this contract by up to thirty percent (30%) without further Council approval; and recognizing this ordinance as having an accelerated effective date.

Discussion

Authorizing the Director of Public Works to execute a \$7,513,820.00 construction contract with J.M. Fahey Construction Company for Street Resurfacing from 63rd Street to South City Limits; authorizing the Director of Public Works to increase this contract by up to thirty percent (30%) without further Council approval; and recognizing this ordinance as having an accelerated effective date.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
27-3090-897701-B-89008533
3. How does the legislation affect the current fiscal year?
It is identified in the City's adopted budget for FY27
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 [Adopted 2025-2029 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

Resolution 210940 - Adopting the Asset Management Master Plan ("Plan") as the policy of the City of Kansas City, Missouri to guide the City in the planning, budgeting, development and management of roadway assets and transportation infrastructure.

Service Level Impacts

This will enhance the service of City by maintaining City streets with the right activity at the right time to help prevent streets from falling into a more costly maintenance activity.

Staff Recommendation

Public Works

Select One: Sponsored
 Directive: Res/Ord # [Click to enter Res/Ord. No.](#)

Select One: Recommend
 Do Not Recommend
 Not Applicable

[Click or tap here to provide reasoning.](#)

Other Impacts

1. What will be the potential health impacts to any affected groups?
This contract utilizes recycled asphalt pavement in the production of the new asphalt that is placed on the roads. This reduces the amount of virgin rock and liquid asphalt that is needed to complete the resurfacing.
2. How have those groups been engaged and involved in the development of this ordinance?
Improves safe driving throughout the neighborhoods reducing losses for property and life.
3. How does this legislation contribute to a sustainable Kansas City?
Use of recycled asphalt aligns with our sustainability goals.
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.

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

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.

J.M. Fahey Construction Company – Low

Superior Bowen Asphalt Company L.L.C – 2nd Low

N/A – 3rd Low

N/A – 4th Low

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 by: Renita Gee
 Date: 4/16/26

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.

Contract/Project Number: 89008992	Project Name: Resurfacing FY26-27 - 63rd St South 26-3
Developer/Prime: JM Fahey	Contact Name: Bill Rash
Address: 408 High Grove Road Grandview, MO 64030	Email: bill.rash@jmfahey.com

Full Contract Value: \$ 7,513,820.00

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: ____%	Self-Perform: ____%
MBE: <u>10</u> %	MBE: ____%
WBE: <u>10</u> %	WBE: ____%
Non-certified firms: ____%	Non-certified firms: ____%

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: _____ Email: _____
 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

<u>11</u> % MBE	<u>11</u> % WBE	_____ % DBE
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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: Jason Curry Date: 5/14/2026

Comments:

WBE SUBCONTRACTORS:

Name: IBC Traffic Inc
Address: 2400 Allen Terr
Kansas City, MO 64108
Scope of Work: Striping, Signage, Delineators, Bumper Blocks
Subcontract Percentage: 6%
Ownership: McCombs, Brandy
Structure: Caucasian Female Code:27

WBE SUBCONTRACTORS:

Name: Leigh & O'Kane, LLC
Address: 209 SE Douglas Street
Lee's Summit, MO 64063
Scope of Work: 3rd Party Inspection
Subcontract Percentage: 4%
Ownership: Bush, Amanda
Structure: Caucasian Female Code:27

Comments:

The prime contractor has submitted a CUP (Contractor Utilization Plan) meeting the project goals of 10% MBE and 10% WBE. The Prime Contractor is meeting the MBE goal of 10% with 11% MBE participation. The Prime Contractor is meeting the WBE goal of 10% with 11% WBE participation. Based on the preceding information, CREO KC EEI approves this CUP with 11% MBE and 11% WBE.



CONTRACTOR UTILIZATION PLAN/REQUEST FOR WAIVER

Project Number 89008992 26-3

Project Title Resurfacing FY26-27 - 63rd Street South 26-3

Street Preservation
(Department Project)

General Services
Department

JM Fahey Construction Company

(Bidder/Proposer)

STATE OF Missouri)

COUNTY OF Jackson) ss

I, Andrew M. Fahey, of lawful age and upon my oath state as follows:

1. This Affidavit is made for the purpose of complying with the provisions of the MBE/WBE submittal requirements on the above project and the MBE/WBE Program and is given on behalf of the Bidder/Proposer listed below. It sets out the Bidder/Proposer's plan to utilize MBE and/or WBE contractors on the project.

2. The project target goals are 10 % MBE and 10 % WBE.

3. Bidder/Proposer assures that it will utilize a minimum of the following percentages of MBE/WBE participation in the above project:

BIDDER/PROPOSER PARTICIPATION: 10.3 % MBE 10.2 %
WBE

POST-BID/POST-RFP ESTIMATED BUDGET: \$ 7,513,820.00

4. The following are the M/WBE subcontractors whose utilization Bidder/Proposer warrants will meet or exceed the above-listed Bidder/Proposer Participation. Bidder/Proposer warrants that it will utilize the M/WBE subcontractors to provide the goods/services described in the applicable Letter(s) of Intent to Subcontract, copies of which shall collectively be deemed incorporated herein). *(All firms **must currently** be certified by Kansas City, Missouri)*

Name of M/WBE Firm IBC Traffic
Address 2400 Allen Terrace, Kansas City, MO 64108
Telephone No. 816-220-0812
I.R.S. No. 26-3047857



Name of M/WBE Firm Leigh & O'Kane
 Address 209 SE Douglas Street, Lee's Summit, MO 64083
 Telephone No. 816-444-3144
 I.R.S. No. 43-1386621

Name of M/WBE Firm Delta Sweeping
 Address 2001 Guinotte, Kansas City, MO 64120
 Telephone No. 816-221-9851
 I.R.S. No. 43-1159695

Name of M/WBE Firm _____
 Address _____
 Telephone No. _____
 I.R.S. No. _____

Name of M/WBE Firm _____
 Address _____
 Telephone No. _____
 I.R.S. No. _____

Name of M/WBE Firm _____
 Address _____
 Telephone No. _____
 I.R.S. No. _____

(List additional M/WBEs, if any, on additional page and attach to this form)

4. The following is a breakdown of the percentage of the total contract amount that Bidder/Proposer agrees to pay to each listed M/WBE:

MBE/WBE BREAKDOWN SHEET

MBE FIRMS:

Name of MBE Firm	Supplier/Broker/Contractor	Subcontract Amount*	Weighted Value**	% of Total Contract
_____	_____	_____	0.00%	_____
_____	_____	_____	0.00%	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____



Name of (M)WBE Firm A. Robinson Trucking
 Address 9005 Manning Ave., Kansas City, MO 64138
 Telephone No. 816-916-8192
 I.R.S. No. 01-0952358

Name of (M)WBE Firm RLS Trucking
 Address 8001 Prospect Ave., Kansas City, MO 64132
 Telephone No. 816-921-1230
 I.R.S. No. 74-3054802

Name of (M)WBE Firm 20 Twenty Trucking
 Address 7546 Troost Ave, Kansas City, mo 64131
 Telephone No. 816-882-0083
 I.R.S. No. 85-0680542

Name of (M)WBE Firm JR & Brothers Hauling
 Address 1204 N Sioux Ct. Independence, MO 64056
 Telephone No. 816-213-6455
 I.R.S. No. 01-0954567

Name of (M)WBE Firm Tenoch Construction
 Address 912 Scott Ave, Kansas City, KS 64131
 Telephone No. 816-671-7706
 I.R.S. No. 14-1880826

(List additional M/WBEs, if any, on additional page and attach to this form)

4. The following is a breakdown of the percentage of the total contract amount that Bidder/Proposer agrees to pay to each listed M/WBE:

MBE/WBE BREAKDOWN SHEET

MBE FIRMS:

<u>Name of MBE Firm</u>	<u>Supplier/Broker/Contractor</u>	<u>Subcontract Amount*</u>	<u>Weighted Value**</u>	<u>% of Total Contract</u>
<u>A Robinson Trucking</u>	<u>Contractor</u>	<u>\$ 133,400.00</u>	<u>100.00%</u>	<u>1.80%</u>
<u>RLS Trucking</u>	<u>Contractor</u>	<u>\$ 172,475.00</u>	<u>100.00%</u>	<u>2.30%</u>
<u>20 Twenty Trucking</u>	<u>Contractor</u>	<u>\$ 241,190.00</u>	<u>100.00%</u>	<u>3.20%</u>
<u>JR & Brothers Hauling</u>	<u>Contractor</u>	<u>\$ 116,442.00</u>	<u>100.00%</u>	<u>1.50%</u>
<u>Tenoch</u>	<u>Contractor</u>	<u>\$ 112,000.00</u>	<u>100.00%</u>	<u>1.50%</u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u>0.00%</u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>



		0.00%
TOTAL MBE \$ / TOTAL MBE %:	\$ 775,507.00	10.30% %

WBE FIRMS:

Name of WBE Firm	Supplier/Broker/Contractor	Subcontract Amount*	Weighted Value**	% of Total Contract
IBC Traffic	Contractor	\$ 458,549.00	100.00%	6.10%
Leigh & O'Kane	Contractor	\$ 265,700.00	100.00%	3.50%
Delta Sweeping	Contractor	\$ 47,151.00	100.00%	0.60%
			0.00%	0.00%
			0.00%	0.00%
			0.00%	0.00%
				0.00%
				0.00%
TOTAL WBE \$ / TOTAL WBE %:		\$ 771,400.00		10.20% %

*"Subcontract Amount" refers to the dollar amount that Bidder/Proposer has agreed to pay each M/WBE subcontractor as of the date of contracting and is indicated here solely for the purpose of calculating the percentage that this sum represents in proportion to the total contract amount. Any contract amendments and/or change orders changing the total contract amount may alter the amount due an M/WBE under their subcontract for purposes of meeting or exceeding the Bidder/Proposer participation.

**"Weighted Value" means the portion of the subcontract amount that will be credited towards meeting the Bidder/Proposer participation. See CREO KC Forms and Instructions for allowable credit and special instructions for suppliers.

- Bidder/Proposer acknowledges that the monetary amount to be paid each listed M/WBE for their work, and which is approved herein, is an amount corresponding to the percentage of the total contract amount allocable to each listed M/WBE as calculated in the MBE/WBE Breakdown Sheet. Bidder/Proposer further acknowledges that this amount may be higher than the subcontract amount listed therein as change orders and/or amendments changing the total contract amount may correspondingly increase the amount of compensation due an M/WBE for purposes of meeting or exceeding the Bidder/Proposer participation


6. Bidder/Proposer acknowledges that it is responsible for considering the effect that any change orders and/or amendments changing the total contract amount may have on its ability to meet or exceed the Bidder/Proposer participation. Bidder/Proposer further acknowledges that it is responsible for submitting a Request for Modification or Substitution if it will be unable to meet or exceed the Bidder/Proposer participation set forth herein.
7. If Bidder/Proposer has not achieved both the M/WBE goal(s) set for this Project, Bidder/Proposer hereby requests a waiver of the MBE and/or WBE goal(s) that Bidder/Proposer has failed to achieve
8. Bidder/Proposer will present documentation of its good faith efforts, a narrative summary detailing its efforts and the reasons its efforts were unsuccessful when requested by the City.
9. I hereby certify that I am authorized to make this Affidavit on behalf of the Bidder/Proposer named below and who shall abide by the terms set forth herein:

Bidder/Proposer primary contact: Andrew M. Fahey
 Address: 408 High Grove Road, Grandview, MO 64030

Phone Number: 816-763-3010
 Facsimile number: _____
 E-mail Address: amfahey@jmlfahey.com

By: 
 Title: Andrew M. Fahey - President
 Date: 4/1/2026
 (Attach corporate seal if applicable)

Subscribed and sworn to before me this 1st day of April, 2026.

My Commission Expires: 02/27/2027 
 Notary Public

PAUL B ZEGERS
 Notary Public - Notary Seal
 STATE OF MISSOURI
 Clay County
 My Commission Expires: Feb. 27, 2027
 Commission #19759994

