CITY OF FOUNTAINS

HEART OF THE NATION CONTRACTOR UTILIZATION PLAN/REQUEST FOR WAIVER



80002034/9276

' IIIII	Project Number 00002034/32/0	
- ()	Project Title WMR in the area of Chelsea Ave to Blue Ridge Rd 17th	St to Raytown Road
* ************************************		
1330	General Services	KC Water
	(Department Project)	Department
	Leath & Sons, Inc.	
	(Bidder/Proposer)	
STAT	E OF Missouri	
COUN	E OF Missouri OF Jackson OF Jackson OF Jackson	
	I, Jeffery B Leath , of lawful age and u	pon my oath state as
follow	·	,
	This Affidavit is made for the purpose of complying w MBE/WBE submittal requirements on the above project and this given on behalf of the Bidder/Proposer listed below. It set plan to utilize MBE and/or WBE contractors on the project.	ne MBE/WBE Program and sout the Bidder/Proposer's
2.	The project target goals are 11 % MBE and 11	% WBE.
3.	Bidder/Proposer assures that it will utilize a minimum of the MBE/WBE participation in the above project:	e following percentages of
	BIDDER/PROPOSER PARTICIPATION: 11 WBE	_% _{MBE} 11%
	POST-BID/POST-RFP ESTIMATED BUDGET: \$_	3,984,646.83
4.	The following are the M/WBE subcontractors whose utilization will meet or exceed the above-listed Bidder/Proposer Par warrants that it will utilize the M/WBE subcontractors to described in the applicable Letter(s) of Intent to Subcontractors to collectively be deemed incorporated herein). (All firms musikansas City, Missouri)	ticipation. Bidder/Proposer provide the goods/services act, copies of which shall
	Name of M/WBE Firm Diggs Construction, LLC	
	Address 2033 Vine St Kansas City, MO 64108	
	Telephone No. 816-994-6950	
	I.R.S. No. 48-1210627	

1	Name of M.	/WBE Firm _	EJ & Sons Constructio	n, LLC		
		Norton Kansas (.=		
	Telephone I	No. 816-564-35	599			
	I.R.S. No.	47-4117083				
1	Name of Ma	WBE Firm	Streetwise, Inc.			
,		-	Grandview, MO 64030)		
		Vo. 816-331-235				
	I.R.S. No.					
ı	NT CN 6	MADE E.				
1						
	Address	т				
	I elephone I	No			-	
	I.R.S. No.					
I	Name of M/	WBE Firm _				
	Address					
	Telephone N	No				
	I.R.S. No.					
1						
·	Address					
	I.R.S. No.				* · · · · · · · · · · · · · · · · · · ·	
(List addition	al M/WBEs, i	f any, on add	itional page and d	attach to this for	m)	
4. The follow	wing is a brea	kdown of the	percentage of the	e total contract a	mount that	
	_		h listed M/WBE:	total contract a	mount mat	
	1 0					
		MBE/WB	E BREAKDOW	N SHEET		
MBE FIRMS	S:					
	-			Subcontract	Weighted	% of Total
Name of MB	E Firm	Supplier/E	broker/Contractor	Amount*	Value**	Contract
Diggs Construction	on, LLC	Contractor		\$ 439,000.00	\$ 439,000.00	11.00
1001						
			73			

TOTAL MBE \$ / TOTAL	\$_439,000.00	<u>11.00</u> %		
WBE FIRMS: Name of WBE Firm	Supplier/Broker/Contractor	Subcontract Amount*	Weighted Value**	% of Total Contract
EJ & Sons Construction, LLC	Contractor	\$ 365,000.00	\$ 365,000.00	9.20
Streetwise, Inc.	Contractor	\$ 73,500.00	\$ 73,500.00	1.80
 TOTAL WBE \$ / TOTAL	WBE %:	\$ 438,500.00		11.00 %

^{*&}quot;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.

^{**&}quot;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.

^{5.} 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

- 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
- 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: Leath & Sons, Inc./Dave Oshel
Address: 9301 E 63rd St
Raytown, MO 64133
Phone Number: 816-353-8623
Facsimile number: n/a
E-mail Address: jennifer@leathandsons.com
By: Title: Prosident Date: 08/07/2025 (Attach corporate seal if applicable)
Subscribed and sworn to before me this 7 day of August, 20 25.
My Commission Expires: 11/26/2026 My Commission Expires: 11/26/2026 Notary Public

HARLOS DE SATION

LETTER OF INTENT TO SUBCONTRACT

	Check one: Original LOI:
Project Name/Title WMR in the area of Chelsea Ave to Blue Ridge Rd. 17th St to Raytown Road	
Project Location/Number 80002034/9276	Updated LOI:

			ractor_Leath & Sons, I BE Subcontractor_Di		 C	_agrees to enter into a contractualwho will provide the following
goods provid	s/servic ded. Br	es in connectoral Categor	ction with the above- rizations (e.g., "electi	reference contract: rical," "plumbing,"	[Insert a brief na etc.) or the listing	rrative describing goods/services to be g of NAICS Codes in which M/W/DBE f Intent to Subcontract.]
				Waterline installation		The state of the s
for an	estima	ated amount	of \$_439,000.00	(or <u>11</u>	_% of the total e	stimated contract value.)
M/WI	BE Ver	ndor type:	Supplier (corcontractor for Broker (countractor)	unts as 60% of the or supplies or goods	total dollar amou s towards goals) otal dollar amoun	contract value towards goals) int paid or to be paid by a prime t paid or to be paid by a prime
City's agrees work	Civil F s to util	Rights & Equ lize M/W/DI above-refere	ual Opportunity Dep BE Subcontractor in	artment to perform the capacities indic	in the capacities cated herein, and	tly certified with the City of Kansas indicated herein. Prime Contractor M/W/DBE Subcontractor agrees to ent upon award of the contract to
as nee	ded for	r more than		r contract. IMPOR		ed above. Please attach additional sheets ation of this document will result in
Select	one:		I/W/DBE Subcontra of work(s). (Continu		S NOT subcontra	cting any portions of the above-stated
			//W/DBE Subcontra rk(s) to:	ctor listed above <u>I</u>	subcontracting of	certain portions of the above stated scope
(1)	Comp	pany name: _	Diggs Construction, LL	С		
	Full a	address: 203	3 Vine St Kansas City,	MO 64108		
	Prima	ary contact:	Street number and name Dale Diggs 816-994-6		City, Stat	te and Zip Code
	a) Tł	_	Name actor is (select one):	✓ MBE WB	Phone E DBE	N/A
			subcontractor is an M must be attached to		with the City of	Kansas City, Missouri, a separate Letter
			subcontractor is NO st still be listed for re			ith the City of Kansas City, Missouri, the ent is not required.
	b)	Scope of	work to be performe	ed: waterline installa	tion	
	c)	The dolla	ar value of this agree	ement is: \$439,000.0	00	

PART 3:

NOTE: SIGNATURES AND NOTARIZATIONS REQUIRED FOR NEW LETTERS OF INTENT (LOI); <u>SIGNATURES ONLY</u> FOR UPDATED LOI (ADDING VALUE TO EXISTING CONTRACT).

PRIME CONTRACTOR BUSINESS N	IAME: Leath & Sons, Inc.
Sely & fat	Jeffery B Leath
Signature: Prime Contractor	Print Name
President	8/7/2025
Title	Date
State of Missouri)
County of Jackson)
I, Jeffery B Leath and belief.	, state that the above and foregoing is based on my best knowledge
day of August, 20 25 August, 20 25 August, 20 25 Commission Expire August, 20 25 August, 20	no before me, a notary public, on this Pes: 11/26/2026
Dale G Diggs	Dale Diggs
Signature: Subcontractor	Print Name
President	8/6/2025
Title	Date
State of Missowi County of Jackson I, Dule & Diggs and belief.), state that the above and foregoing is based on my best knowledge
Subscribed and sworn to day of August, 20 25 August, 20 25 RIORDAMY Commission Expire STANDA 2026 STANDA	es: 11/26/2026 Notary Public Public

MART OF HOUSE DATES.

LETTER OF INTENT TO SUBCONTRACT

Ch	eck	one	= 	5 M 24 M 2
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		-4	LOI:	<u> </u>
	Juar	ea i	إزاكا	V2.1721.12

Project Name/Title WMR in the area of Chelsea Ave to Blue Ridge Rd. 17th St to Raytown Road

Project Location/Number 80002034/9276

				ontractor_EJ & Sontractor_EJ &			who will provide the following rrative describing goods/services to be
-					=		g of NAICS Codes in which M/W/DBE
_				-			f Intent to Subcontract.]
				Trucki	ng & Restoration		
for an	estim	nated amoun	t of \$ <u>_</u> 365	,000.00	or 9.2	% of the total e	stimated contract value.)
M/WB	E V€	endor type:		Supplier (counts contractor for sup	as 60% of the to oplies or goods to a 10% of the total	tal dollar amou owards goals) ıl dollar amoun	contract value towards goals) int paid or to be paid by a prime t paid or to be paid by a prime
City's o	Civil to ut on the	Rights & Edilize M/W/Edilize M/W/Edilize above-reference	qual Opp DBE Subo	ortunity Departm contractor in the c	ent to perform in apacities indicate	the capacities ed herein, and	tly certified with the City of Kansas indicated herein. Prime Contractor M/W/DBE Subcontractor agrees to ent upon award of the contract to
as need	ded fo	or more thar	one inte		tract. IMPORT		ed above. Please attach additional sheets ation of this document will result in
Select	one:			E Subcontractor (s). (Continue to		NOT subcontra	cting any portions of the above-stated
			M/W/DB ork(s) to:		listed above <u>IS</u> s	subcontracting of	certain portions of the above stated scope
(1)	Con	npany name:	EJ & Sor	ns Construction, LL0	<u> </u>		
	Full	address: 39	10 Norton	Kansas City, MO 6	4130		
	Prin	narv contact		mber and name es 816-564-3599		City, Stat	te and Zip Code
			Name			Phone	
	a) 1			(select one):			N/A
				ractor is an M/W/ e attached to this		vith the City of	Kansas City, Missouri, a separate Letter
							ith the City of Kansas City, Missouri, the ent is not required.
	b)	Scope of	of work to	be performed: t	rucking and restor	ation	
	c)	The do	llar value	of this agreemen	t is: \$365,000.00		

PART 3:

NOTE: SIGNATURES AND NOTARIZATIONS REQUIRED FOR NEW LETTERS OF INTENT (LOI); <u>SIGNATURES ONLY</u> FOR UPDATED LOI (ADDING VALUE TO EXISTING CONTRACT).

PRIME CONTRACTOR BUS	SINESS NAME: Le	
Affry & To	AN	Jeffery B Leath
Signature: Prime Contractor		Print Name
President		8/7/2025
Title		Datë'
State of Missouri)	
County of Jackson)	
I, Jeffery B Leath and belief.	, s	state that the above and foregoing is based on my best knowledge
August Au	120^{25}	ne, a notary public, on this 7 Notary Public Notary Public
NOTARY SEAL NOTARY		
MWDBE SUBCONTRACTOR	R BUSINESS NAM	ME: EJ & Construction, LLC
Mark don		Maric Jones
Signature: Subcontractor		Print Name
Vice President		8-4-2025 Date
State of Missuri)	
County of Suckson)	
I, Mark Jo and belief.	<u>nes</u> , st	tate that the above and foregoing is based on my best knowledge
day of August	, 2025	126/2026 Royaler Public
RIORDANIA My Commission Exampsion Exampsion Examples on Exampsion Examples of the Examples of	on Expires:[[Notary Public Notary Public
NOTARY SEAL LOSS IN NOTARY		
NOTARY SEAL LOSSING OCCUPANTS OF THE PROPERTY		

Project

LETTER OF INTENT TO SUBCONTRACT

- 12 I O I II I I O O D C O I I I I I I I I I I I I I I I I I I	Check one:	
	Original LOI:	SPASSWEE CH
Project Name/Title WMR in the area of Chelsea Ave to Blue Ridge Rd. 17th St to Raytown Road	Updated LOI:	HANNESSES.
Project Location/Number 80002034/9276	opuateu Loi	129404

				bcontractor_Streetw		who will provide the following
provid	led. F	Broad Catego	orizatio	ns (e.g. "electrical	ence contract: [inse	ert a brief narrative describing goods/services to be or the listing of NAICS Codes in which M/W/DBE
Subco	ntrac	tor is certific	ed are in	ns (c.g., ciccincal, nsufficient and may	result in denial of	this Letter of Intent to Subcontract.]
					result in domar of	and better of filterit to Subcontract.
*				Traffic	Control	
for an	estin	nated amoun	t of \$_73	3,500.00	(or <u>1.8</u> % o	of the total estimated contract value.)
M/WB	BE Ve	endor type:	✓	Supplier (counts a contractor for sup Broker (counts as	as 60% of the total oplies or goods towa	ollar amount paid or to be paid by a prime
City's (Civil to uti on the	Rights & Edilize M/W/Date above-refer	qual Op BE Sul	portunity Departments contractor in the care	ent to perform in the apacities indicated I	dge, currently certified with the City of Kansas e capacities indicated herein. Prime Contractor herein, and M/W/DBE Subcontractor agrees to ein, contingent upon award of the contract to
as need	iea ro	or more than	one int	be completed by the ended sub-tier cont ailable under City	ract. IMPORTAN'	ntractor listed above. Please attach additional sheets T: Falsification of this document will result in
Select	one:	The l	M/W/D e of wor	BE Subcontractor I k(s). (Continue to I	sted above <u>IS NO</u> 7 Part 3.)	subcontracting any portions of the above-stated
		The lof wo	M/W/D ork(s) to	BE Subcontractor I	sted above <u>IS</u> subc	ontracting certain portions of the above stated scope
(1)	Com	pany name:	Streetw	rise Inc.		
	Full	address: 135	01 Arrin	gton Rd Grandview,	MO 64030	
				umber and name		City, State and Zip Code
	Prim	ary contact:				
	a) T	his subcontr	Name actor is	(select one):	BE √ WBE □	Phone DBE N/A
		i: If this of Inten	subcon t must b	tractor is an M/W/I be attached to this d	OBE certified with ocument.	the City of Kansas City, Missouri, a separate Letter
		ii. If this firm mu	s subcoi st still b	ntractor is NOT a cope listed for reporting	ertified M/W/DBE of purposes but a L	certified with the City of Kansas City, Missouri, the etter of Intent is not required.
	b)	Scope o	f work 1	to be performed: tra	ffic control	*
	c)	The doll	ar value	e of this agreement	is: \$73,500.00	

PART 3:

NOTE: SIGNATURES AND NOTARIZATIONS REQUIRED FOR NEW LETTERS OF INTENT (LOI); <u>SIGNATURES ONLY</u> FOR UPDATED LOI (ADDING VALUE TO EXISTING CONTRACT).

PRIME CONTRACTOR BUSINESS NAME:	Leath & Sons, Inc.
Jeffyel to the	Jeffery B Leath
Signature Prime Contractor President	Print Name
Title	Date Date
State of Missouri)	
County of Jackson)	
I, Jeffery B Leath ,	state that the above and foregoing is based on my best knowleds
and belief.	7
Subscribed and sworn to before subscribed and sworn to be subscribed and sworn	26/2026 Notary Public Notary Public P
W NOTARY SEAL OSSIMILE COUNTY SO WILLIAM COUNTY	V
MWDBE SUBCONTRACTOR BUSINESS NA	AME: Streetwise, Inc.
Signature: Subcontractor Title	Print Name B(5/25 Date
State of MISSOURI) County of Jackson)	
and belief.	state that the above and foregoing is based on my best knowledg
Subscribed and sworn to before day of Huzus 20 25	
My Commission Expires:	Notary Public
STAMP: MICHAEL T. LINTZ Notary Public-Notary Seal STATE OF MISSOURI Jackson County My Commission Expires Dec. 10 Commission # 23092226), 2027