### CONTRACTOR UTILIZATION PLAN/REQUEST FOR WAIVER



CITY OF FOUNTAINS

Project Number 80002626/EV4154 Project Title CITYWIDE AUTOMATED METERING INFRASTRUCTURE 3 WSD Water Services Department Department (Department Project) Haines & Associates Const. Co., Inc. (Bidder/Proposer) STATE OF Missouri COUNTY OF Clay Chad Haines , 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. 14 % MBE and 14 % WBE. 2. The project target goals are\_ 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: 14 % MBE 14 % WBE POST-BID/POST-RFP ESTIMATED BUDGET: \$\_1,663,600.00 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 Abay Construciton Address 400 E Red Bridge Road Kansas City MO 64131 Telephone No. 816-291-0842 I.R.S. No. 87-1914503

1		VBE Firm Rising Construction			
		Baytree Drive Grain Valley MO 64108			
	I.R.S. No. 8	3-2489380			
i	Name of M/V	VBE Firm			
		0			
1	Name of M/V	VBE Firm			
		, DD 1 11111			
		0			
	Name of M/V	VBE Firm			
(3)		VDET IIII			
	Telephone N	0.			31
		WBE Firm			
	Address				
		0			
	1.K.S. No				
(List addition	nal M/WBEs, if	any, on additional page and	attach to this for	m)	
4. The follo	wing is a break	down of the percentage of the	e total contract a	mount that	
		to pay to each listed M/WBE			
		MBE/WBE BREAKDOW	VN SHEET		
MBE FIRM	<u>IS</u> :				
21 62.6	DE E'	6 1: 70 1 76	Subcontract		
Name of M Abay Construct		Supplier/Broker/Contractor Contractor	Amount* \$ 232,904.00	Value**	Contract 14.00
Abay Construct	1011	Contractor	φ 232,304.00		14.00
			<del></del>		
				-	
					NATE OF

TOTAL MBE \$ / TOTA	AL MBE %:	\$_232,904.0	0	14.00 %
WBE FIRMS: Name of WBE Firm	Supplier/Broker/Contractor	Subcontract Amount*	Weighted Value**	% of Total Contract
Rising Construction	Contractor	\$ 232,904.00		14.00
		\$ 232,904.00		14.00 %

<sup>\*&</sup>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.

<sup>\*\*&</sup>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.

<sup>5.</sup> 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: Chad Haines Chad Haines
Address: 600 Haines Dr Suite A Liberty, MO 64068
CITYWIDE AUTOMATED METERING INFRASTRUCTURE 3
Phone Number: 816-792-3905
Facsimile number: 816-792-9935
E-mail Address: chad@hainesassoc.com
By: Chad Haines
Title: President
Date: 10/16/2025
(Attach corporate seal if applicable)
Subscribed and sworn to before me this 16 day of October , 20 20.
My Commission Expires: 3/21/2029 Yurole Sense Nourles Notary Public
MINISE HARMING TO STATE OF THE PROPERTY OF THE
NOTARY SEAL OF Clay County Of Significant Co
C-STATION

## THE SHOW

### LETTER OF INTENT TO SUBCONTRACT

Che	ck one:	
Ori	ginal LOI:	
lin	dated LOI	

Project Name/Title CITYWIDE AUTOMATED METERING INFRASTRUCTURE 3

Project Location/Number 80002626/EV4154

10 1 1 × 1× 10 F		agrees to enter into a contractual
PART I: Pi	rime Contractor Haines & Associates Const. Co., In	who will provide the following
goods/services provided. Broa Subcontractor	h M/W/DBE Subcontractor Abay Construction in connection with the above-reference contract: [Insert and Categorizations (e.g., "electrical," "plumbing," etc.) or is certified are insufficient and may result in denial of the ociated water line work.	t a brief narrative describing goods/services to be the listing of NAICS Codes in which M/W/DBE
for an estimat		the total estimated contract value.)
M/WBE Vend	Subcontractor/manufacturer (counts a Supplier (counts as 60% of the total contractor for supplies or goods toward Broker (counts as 10% of the total docontractor for supplies or goods toward contractor for	ollar amount paid or to be paid by a prime rds goals)
City's Civil R	ubcontractor is, to the best of Prime Contractor's knowle Rights & Equal Opportunity Department to perform in the ize M/W/DBE Subcontractor in the capacities indicated above-referenced contract in the capacities indicated here actor.	herein, and M/W/DBE Subcontractor agrees to
as needed for	This section is to be completed by the M/W/DBE subcorr more than one intended sub-tier contract. IMPORTANOTHER remedies available under City Code.	ntractor listed above. Please attach additional sheets T: Falsification of this document will result in
Select one:	The M/W/DBE Subcontractor listed above IS NO scope of work(s). (Continue to Part 3.)	T subcontracting any portions of the above-stated
	The M/W/DBE Subcontractor listed above <b>IS</b> sub of work(s) to:	contracting certain portions of the above stated scope
(1) Com	pany name:	
	Street number and name arry contact:	City, State and Zip Code
	Name This subcontractor is (select one):   MBE WBE	Phone DBE N/A
	i: If this subcontractor is an M/W/DBE certified with of Intent must be attached to this document.	h the City of Kansas City, Missouri, a separate Letter
	ii. If this subcontractor is NOT a certified M/W/DBI firm must still be listed for reporting purposes but a	E certified with the City of Kansas City, Missouri, the Letter of Intent is not required.
b)	Scope of work to be performed:	

The dollar value of this agreement is: \_

### 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).

President	ME: Haines & Associates Const. Co., In.  Chad Haines
Signature: Prime Contractor	Print Name
President	10/16/2025
Title	Date
THE	
State of 1 Securi	
County of Cuay )	
I, Chad Haines	_, state that the above and foregoing is based on my best knowledge
and belief.	
Subscribed and sworn to l	before me, a notary public, on this 16th
day of October, 2025	
Why and mussion Expires:	3/21/2029 (juele Senselfander
mission - All	Notary Public
STAMP: \$21-2020 to 121	
NOTARY SEAL NOTARY	
Clay & SE	
County County	
ssion # Only	11 11 11 11
MWDBE SUBCONTRACTOR BUSINE	SS NAME: Abay Construction
1/22 - 111	Henry Tekeste
Signature: Subcontractor	Print Name
1). Prosident	10-15-28
Title	Date
State of	
County of )	
· lule Ann Duplander	Secretary land and the secretary is board on any boot knowledge
and belief.	, state that the above and foregoing is based on my best knowledge
Subscribed and sworn to day of Oct 15, 20 25	before me, a notary public, on this
My Commission Expires	Notary Public Notary Public
STAMP:	
JULIE ANN DOUG Notary Public, No.	GHERTY
State of Miss	ouri (
Bates Count Commission # 22	701745
My Commission Expire	s 01-18-2026

# CITY OF LOUNTAINS

### LETTER OF INTENT TO SUBCONTRACT

Check one:	
Original LOI:	
Updated LOI: ✓	1

Project Name/Title Citywide Automated Metering Infrastructure 3

Project Location/Number 80002626/EV4154

PAR	T I: Pri	ne Contractor Haines & Associates Const. Co	o., Inc.	_agrees to enter into a contractual
agreer	nent with	M/W/DBE Subcontractor Rising Construct	ion	who will provide the following
provid Subco	led. Broad	n connection with the above-reference co Categorizations (e.g., "electrical," "plum certified are insufficient and may result in d Flagging	bing," etc.) or the listing	ng of NAICS Codes in which M/W/DBE
for an	estimated	amount of \$ 232904.00 (c	or14% of the total	estimated contract value.)
M/WE	BE Vendo	Supplier (counts as 60% contractor for supplies of	of the total dollar amore goods towards goals) f the total dollar amount	f contract value towards goals) unt paid or to be paid by a prime nt paid or to be paid by a prime
City's agrees work	Civil Rig	contractor is, to the best of Prime Contractors & Equal Opportunity Department to p M/W/DBE Subcontractor in the capacities ve-referenced contract in the capacities in r.	erform in the capacitie es indicated herein, and	s indicated herein. Prime Contractor I M/W/DBE Subcontractor agrees to
as nee	ded for m	s section is to be completed by the M/W/ ore than one intended sub-tier contract. If r remedies available under City Code.	DBE subcontractor list WPORTANT: Falsific	ted above. Please attach additional sheets cation of this document will result in
Select	one:	The M/W/DBE Subcontractor listed at scope of work(s). (Continue to Part 3.)		racting any portions of the above-stated
		The M/W/DBE Subcontractor listed all of work(s) to:	oove <b>IS</b> subcontracting	g certain portions of the above stated scope
(1)	Compan	y name:		
	Full add	ress:		
	During our	Street number and name		ate and Zip Code
	Primary	Name	Phone	
	a) This	subcontractor is (select one): MBE [	WBE DBE	N/A
		<ul> <li>i: If this subcontractor is an M/W/DBE conference of Intent must be attached to this docume</li> </ul>	ertified with the City ont.	f Kansas City, Missouri, a separate Letter
		<ol> <li>If this subcontractor is NOT a certified firm must still be listed for reporting purp</li> </ol>	M/W/DBE certified vooses but a Letter of In	with the City of Kansas City, Missouri, the tent is not required.
	b)	Scope of work to be performed:		
	c)	The dollar value of this agreement is:		
00450	.01 CREO K	Letter of Intent to Subcontract 10.12.2022		Page 1 of 2

### 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).

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President			11/4/2025			
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ounty of Clay		)				
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Notary Public-Notary Seal STATE OF MISSOURI Commissioned for Clinton County My Commission Expires: 10/24/2028 ID. #16272298