

# **Kansas City**

414 E. 12th Street  
Kansas City, MO 64106



## **Agenda - Final**

**Tuesday, October 22, 2024**

**9:00 AM**

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

**26th Floor, Council Chamber**

## **Transportation, Infrastructure and Operations Committee**

*Chairperson Kevin O'Neill  
Vice Chair Melissa Robinson*

*Councilmember Eric Bunch*

*Councilmember Johnathan Duncan*

*Councilmember Lindsay French*

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>

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

Councilmember Melissa Robinson

**Robinson**

[240903](#) Sponsor: Councilmember Melissa Robinson

RESOLUTION - Directing the City Manager to develop a funding plan for infrastructure projects that includes coordination with the Parks Board of Kansas City, Jackson County, state and federal partners, and other relevant stakeholders to identify public or private funds in support of these projects.

**Attachments:** [No Docket Memo 240903](#)

**Robinson**

[240921](#) Sponsor: Councilmember Melissa Robinson

RESOLUTION - Directing the City Manager to develop a funding plan for capital repairs and improvements for the 18th & Vine Museum and the Robert J. Mohart Multipurpose Center.

**Attachments:** [No Docket Memo](#)

Water Services

**Director of Water Services**

[240911](#) Sponsor: Director of Water Services Department

Authorizing a \$500,000.00 construction contract with SHEDIGS IT, LLC, for the Valve Straightening and Water Distribution System Repairs, Renewal No. 2 project; and recognizing this ordinance as having an accelerated effective date.

**Attachments:** [4800 docket memo](#)  
[9746 Original Approved Goals](#)  
[Ordinance 240911-CUP Summary 9746-2.pdf](#)

**Director of Water Services**

[240912](#) Sponsor: Director of Water Services Department

Authorizing a \$2,700,000.00 construction contract with Infrastructure Solutions, LLC, for the Emergency Water Distribution Repairs, Renewal No. 1 project; authorizing one successive renewal option with further City Council approval; and recognizing this ordinance as having an accelerated effective date.

**Attachments:** [9829-1 Docket Memo](#)  
[9829 Approved Goals](#)  
[9829 Original CUP Approval & Summary](#)  
[Ordinance 240912-Revised CUP Summary-9829-1.pdf](#)

**Director of Water Services**

[240913](#) Sponsor: Director of Water Services Department

Authorizing a \$2,063,294.00 professional, specialized or technical services contract Amendment No. 1 to Contract No. 9741 with AECOM Technical Services, Inc., for the Drinking Water Service Line Materials Inventory project for a total contract amount of \$3,842,294.00.

**Attachments:** [9741 Amendment 1 Docket Memo](#)  
[9741 Original Approved Goals](#)  
[Ordinance 240913-Revised CUP Summary-9741.pdf](#)

HELD IN COMMITTEE

General Services

**Director of General Services**

**240810** Sponsor: Director of General Services Department

Authorizing the Director of General Services Department to execute Change Orders in the total amount of \$2,460,683.00 with McCownGordon Construction, LLC., for Phase 2 of Project No. 07P22025-02 City Hall Garage and South Plaza Restoration CM@Risk, for total contract amount of \$19,917,500.00; and recognizing an accelerated effective date.

\*\*\*\*\*The item will be held one week\*\*\*\*\*

**Attachments:** [Docket Memo 9.16.2024](#)  
[ORD #240810 DOCKET MEMO EXHIBIT 1 - FINAL 2024-10-03](#)  
[Ordinance 240810- RevisedCUP Summary-07P22025-02-CO2.pdf](#)  
[Ordinance 240810- RevisedCUP Summary-07P22025-02-CO2.pdf](#)

Councilmember Eric Bunch

**Bunch**

**240854** Sponsor: Councilmember Eric Bunch

Adopting a road diet implementation plan and process by the Public Works Department.

**Attachments:** [Docket Memo 240854](#)

ADDITIONAL BUSINESS

1. Staff from the Finance Department will present the Five Year Capital Plan.
2. Summary of Fall 2023 and Spring 2024 UMKC Grad Student Team's Study and Reports on EVs and Other Alternative Fuel Systems for City Vehicles Fleet.
3. There may be a general discussion regarding current Transportation, Infrastructure and Operations issues.

4. 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.

5. 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



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**File #: 240903**

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RESOLUTION NO. 240903

Sponsor: Councilmember Melissa Robinson

RESOLUTION - Directing the City Manager to develop a funding plan for infrastructure projects that includes coordination with the Parks Board of Kansas City, Jackson County, state and federal partners, and other relevant stakeholders to identify public or private funds in support of these projects.

BE IT RESOLVED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the City Manager is directed to develop a funding plan for the following infrastructure projects:

- (a) Yvonne Starks Wilson master plan park renovations;
- (b) Stadium Drive streetscape improvements;
- (c) Stadium Drive transit corridor redesign; and
- (d) Southwest Boulevard Transportation Plan.

Section 2. That, in developing a funding plan, the City Manager is directed to coordinate with the Parks Board of Kansas City, Jackson County, state and federal partners, and other relevant partners to identify public or private funds in support of these projects.

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**No Docket  
Memo Provided  
for Ordinance  
No. 240903**



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**File #: 240921**

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RESOLUTION NO. 240921

Sponsor: Councilmember Melissa Robinson

RESOLUTION - Directing the City Manager to develop a funding plan for capital repairs and improvements for the 18th & Vine Museum and the Robert J. Mohart Multipurpose Center.

WHEREAS, capital repairs and improvements are needed for the 18th & Vine Museum and the Robert J. Mohart Multipurpose Center to continue to meet operational needs and safety standards; and

WHEREAS, these upgrades are critical to both buildings to preserve their long-term functionality and ensure the safety of those who use them; and

WHEREAS, these municipal buildings are significant structures in Kansas City and these improvements will not only enhance the buildings functionality but also extend its lifespan and increase energy efficiency and ultimately reducing long-term costs; and

WHEREAS, the cost estimates for these improvements are \$7,472,500.00 for 18th & Vine Museum and GEM Theatre's repairs phased over three years and \$3,200,000.00 for Robert J. Mohart Multipurpose Center's Repairs phased over two years; NOW, THEREFORE,

BE IT RESOLVED BY THE COUNCIL OF KANSAS CITY:

That the City Manager is directed to develop a funding plan for capital repairs and improvements for the 18th & Vine Museum and the Robert J. Mohart Multipurpose Center. The plan shall identify potential funding sources for necessary appropriations to support such plan.

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**No Docket  
Memo Provided  
for Resolution  
No. 240921**



**File #: 240911**

ORDINANCE NO. 240911

Sponsor: Director of Water Services Department

Authorizing a \$500,000.00 construction contract with SHEDIGS IT, LLC, for the Valve Straightening and Water Distribution System Repairs, Renewal No. 2 project; and recognizing this ordinance as having an accelerated effective date.

WHEREAS, the City executed a \$500,000.00 construction contract with SHEDIGS IT, LLC, under Contract No. 9746 on August 17, 2022 for the Valve Straightening and Water Distribution System Repairs project, which also authorized two successive renewals; and

WHEREAS, the City executed a \$500,000.00 construction contract with SHEDIGS IT, LLC, under Contract No. 9746-1 on July 20, 2023, for the Valve Straightening and Water Distribution System Repairs, Renewal No. 1 project; and

WHEREAS, this proposed \$500,000.00 ordinance under Contract No. 9746-2 is for the second and final renewal options for the Valve Straightening and Water Distribution System Repairs construction 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. 9746-2 in the amount of \$500,000.00 with SHEDIGS IT, LLC, for the Valve Straightening and Water Distribution System Repairs, Renewal No. 2, Project No. 60800054. A copy of the contract is on file in the office of Water Services.

Section 2. That the Director of Water Services is authorized to expend up to the sum of \$500,000.00 from Account No. 25-8010-802010-B, Division of Distribution – Pipeline, to satisfy the cost of this contract.

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 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 #: ~~TMP 4800~~ 240911

Submitted Department/Preparer: Water

Revised 6/10/24

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 \$500,000.00 construction contract with SHEDIGS IT, LLC, for the Valve Straightening and Water Distribution System Repairs, Renewal No. 2 project; and recognizing this ordinance as having an accelerated effective date.

### Discussion

#### Project Justification

The Water Services Department is undertaking this construction project to provide maintenance support for the Water Services Department's Pipeline Division for repair and replacement of water distribution main valves in the distribution system throughout Kansas City, Missouri.

#### Project Description

This contract consists of straightening misaligned valve boxes as well as performing other water distribution system repairs on an as-needed basis. This contract is based on unit prices and will total \$1,500,000.00 maximum over three fiscal years for the cumulative of the original contract, Renewal No. 1 and this ordinance's Renewal No. 2. Work will be performed throughout Kansas City, in Cass, Clay, Jackson, and Platte Counties, Missouri.

The original contract was based on unit prices with a maximum obligation of \$500,000.00 for one fiscal year with two potential \$500,000.00 renewals at the City's option (a total of \$1,500,000.00 maximum commitment over three fiscal years). This ordinance is for the second and final renewal option, which cumulatively exceeds the \$1,000,000.00 ordinance threshold for construction contracts.

#### Executed Contract Summary

The City executed a \$500,000.00 construction contract under Contract No. 9746 on August 17, 2022, which also authorized two successive renewals.

The City executed a \$500,000.00 construction contract with SHEDIGS IT, LLC under Contract No. 9746-1 on July 20, 2023 for Renewal No. 1. The City executed a no-cost Change Order No. 1 on April 4, 2024 extending the term an additional 90 days to utilize remaining funds in the contract for Renewal No. 1.

The City executed a no-cost Change Order No. 2 on September 27, 2024 changing the responsibility of obtaining excavation and degradation permits to the contractor.

This proposed \$500,000.00 ordinance under Contract No. 9746-2 is for the second and final renewal option. With this renewal, the cumulative costs exceeds the \$1,000,000.00 ordinance threshold for construction contracts.

#### Contract Cost Summary

- Original Contract: \$500,000.00
- Renewal No. 1: \$500,000.00
- Change Order No. 1: \$0.00
- Change Order No. 2: \$0.00
- Proposed Renewal No. 2: \$500,000.00
- Total: \$1,500,000.00

#### Term

The term of this contract's Renewal No. 2 is 365 calendar days.

#### MBE/WBE Goals

CREO KC established goals of 11% MBE and 11% WBE on this construction project on April 28, 2022, which pre-dated CREO KC's Annual Goal Program.

#### Original Solicitation

This project was advertised in accordance with the City's requirements. Public bids were opened on July 12, 2022 with 5 bidders responding.

#### Awardee/Subcontracting Participation

SHEDIGS IT, LLC was originally selected for this project as the lowest, most responsive, and most responsible bidder with a bid amount of \$363,415.00, with subcontracting participation of 11% MBE and 11% WBE.

The maximum obligation of the City for the work on this project for Renewal No. 2 will be \$500,000.00. M/WBE goals will be met with this renewal.

#### Other Original Bidders/Subcontracting Participation

Other bids received with proposed subcontracting participation is as follows:

- Abay Construction / \$375,775.00 / 11% MBE & 11% WBE participation
- Haines & Associates Construction Co., Inc. / \$397,625.00 / non-responsive
- Leath & Sons, Inc. / \$486,000.00 / non-responsive

- Infrastructure Solutions, Inc. / \$556,917.45 / non-responsive

Estimated Project Cost

The estimated opinion of probable construction costs for this second renewal is \$500,000.00.

**Fiscal Impact**

1. Is this legislation included in the adopted budget?  Yes    No
2. What is the funding source?  
25-8010-802010-B = \$500,000.00  
Water, Division of Distribution - Pipeline
3. How does the legislation affect the current fiscal year?  
This project was included in the 2025 CIP.
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

N/A

## Service Level Impacts

This contract will provide resources to make critical repairs to the water distribution system to maintain KC Water's service levels.

## 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?

This contract will provide for cost-effective repair and maintenance of valves within Kansas City, Missouri's water distribution system, improving system operability for reliable delivery of potable water to current and future residents of Kansas City, Missouri.

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 original contract's Contractor Utilization Plan was submitted to CREO KC on July 22, 2022, and was approved on July 26, 2022 with 11% MBE and 11% WBE participation.

Renewal No. 1 subcontracting information was submitted to CREO on April 19, 2023, and was approved on May 11, 2023 with 11% MBE and 11% WBE participation.

Renewal No. 2 subcontracting information was submitted to CREO on August 28, 2024, and was approved on September 13, 2024 with 11% MBE and 11% WBE participation.

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

No(Press tab after selecting)

N/A for this renewal.

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: April 14, 2022  
 To: Andrea Dorch; Director, Civil Rights & Equal Opportunity Department  
 From: Rob Thiemann, KC Water

<b>Project Number</b> 60800054	<b>Project Name</b> Valve Straightening
<b>Contract ID Number</b> 9746	<b>Solicitation Date:</b> May-22
<b>Estimated Project Duration:</b> One Year	<b>Presenting to Council Date:</b> <sup>1</sup>

Note: Click the box to select

<b>Prevailing Wage</b>	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	
<b>Contract Category:</b>	<input checked="" type="checkbox"/> Construction	<input type="checkbox"/> Design-Build	<input type="checkbox"/> Non-Municipal Agency
	<input 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
<b>Type:</b>	<input checked="" type="checkbox"/> Original	<input type="checkbox"/> Amendment No.	
<b>Funding:</b>	<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 checked="" 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 (Provide details):**

Straighten valve boxes that are misaligned. Depending on the location, the work required can range from a small repair using hand-held tools to a larger repair requiring an excavator or hydro excavator with street restoration. This contract may also involve other water distribution repair work. We will also request approval for two annual renewals at the City's option.

**Project Manager:** Rob Thiemann P.E.

<b>FOR CIVIL RIGHTS &amp; EQUAL OPPORTUNITY 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	
	_____ 11 % MBE _____ 11 % WBE OR _____ % DBE
Civil Rights & Equal Opportunity Department	DocuSigned by:  Date: 4/28/2022
<small>33C4DAA9120C4F0...</small>	

<sup>1</sup> Contractor Utilization Plan (CUP) MUST be submitted to CREO KC prior to being posted on docket for review & approval from Council

**Interdepartmental Communication**

**DATE:** October 18, 2024  
**TO:** Councilman Kevin O’Neill, Chair – Transportation, Infrastructure, and Operations Committee  
**FROM:** Jaime Guillen, Director – Civil Rights and Equal Opportunity Department  
**SUBJECT:** CUP Summary for Renewal 2 #: 240911

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**Contractor:** She Digs It, LLC  
**Address:** 600 SE Central Dr.  
Blue Springs, MO 64014  
**Contract:** 9746 / 60800054 – Valve Straightening & Water Distribution System Repairs – Renewal 2  
**Contract Amount:** \$500,000.00  
**MBE Goal:** 11%  
**WBE Goal:** 11%  
**MBE Achieved:** 11%  
**WBE Achieved:** 11%

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**MBE SUBCONTRACTOR**

**Name:** Abay Construction, Inc.  
**Address:** 400 E Red Bridge Rd., Suite 215  
Kansas City, MO 64131  
**Scope:** Valve Replacements/Work Orders  
**Percentage:** 11%  
**Ownership:** Tehawerk Tekeste  
**Structure:** African-American Female Code: 19

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**WBE SUBCONTRACTOR**

Name: She Digs It, LLC  
Address: 600 SE Central Dr.  
Blue Springs, MO 64014  
Scope: Project Management & Water System Repairs  
Percentage: 11%  
Ownership: Cheryl Gerstner  
Structure: Caucasian Female Code: 27

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**Comments:**

According to B2G, the prime contractor is currently achieving the following participation on  
Renewal 1:

Dollars paid to prime contractor by City to date: \$129,540.75

Dollars paid to MBE by prime contractor to date: \$59,992.45 for 46% MBE.

Dollars paid to Prime for WBE credit: \$66,716.15 for 52% WBE.



**File #: 240912**

ORDINANCE NO. 240912

Sponsor: Director of Water Services Department

Authorizing a \$2,700,000.00 construction contract with Infrastructure Solutions, LLC, for the Emergency Water Distribution Repairs, Renewal No. 1 project; authorizing one successive renewal option with further City Council approval; and recognizing this ordinance as having an accelerated effective date.

WHEREAS, City Council passed Ordinance No. 230959 on November 30, 2023, authorizing a \$2,400,000.00 construction contract with Infrastructure Solutions, LLC, for the Emergency Water Distribution Repairs, Renewal No. 1 project; and authorizing two successive renewal options with further City Council approval; and

WHEREAS, this proposed ordinance is for the first of two renewal options for the Emergency Water Distribution Repairs 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. 9829-1 in the amount of \$2,700,000.00 with Infrastructure Solutions, LLC, for the Emergency Water Distribution Repairs, Renewal No.1 project, Project No. 80002486. A copy of the contract is on file in the office of Water Services.

Section 2. That the Director of Water Services is authorized to expend up to the sum of \$2,700,000.00 from Account No. 25-8010-802010-B, Division of Distribution – Pipeline, to satisfy the cost of this contract.

Section 3. That the Director of Water Services is hereby authorized to execute one successive one-year renewal option for this contract with additional Council approval with such funds as appropriated by the Council in future annual budgets.

Section 4. 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.

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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 #: 240912

Submitted Department/Preparer: Water

Revised 6/10/24

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 \$2,700,000.00 construction contract with Infrastructure Solutions, LLC, for the Emergency Water Distribution Repairs Renewal No. 1 project; authorizing one successive renewal option with further City Council approval; and recognizing this ordinance as having an accelerated effective date.

### Discussion

#### Project Justification

The Water Services Department is undertaking this construction project to make scheduled and emergency repairs to the water distribution system.

#### Project Description

This project consists of water distribution system repairs on an as-needed basis including repairs to water mains, fire hydrants, valves, and services. Work will be performed throughout Kansas City, in Cass, Clay, Jackson, and Platte Counties, Missouri.

The original contract was based on unit prices with a maximum obligation of \$2,400,000.00 for one fiscal year with two potential \$2,700,000.00 renewals at the City's option (a total of \$8,100,000.00 maximum commitment over three fiscal years). This ordinance is for the first renewal option.

The work will include the transfer of customers' water service connections from existing water mains to new water mains. The amount of this contract is \$2,700,000.00.

#### Term

The term of this contract's Renewal No. 1 is 365 calendar days.

### MBE/WBE Goals

CREO KC established goals of 11% MBE and 11% WBE on this construction project on August 8, 2023 as part of the Annual Goal Program.

### Solicitation

This project was advertised in accordance with the City's requirements. Public bids were opened on September 12, 2023 with 6 bidders responding.

### Awardee/Subcontracting Participation

Infrastructure Solutions, LLC was originally selected for this project as the lowest, most responsive, and most responsible bidder with a bid amount of \$2,146,368.00, with subcontracting participation of 11% MBE and 11% WBE. The maximum obligation of the City for the work on this project for Renewal No. 1 will be \$2,700,000.00.

### Other Original Bidders/Subcontracting Participation

Other bids received with proposed subcontracting participation is as follows:

- SHEDIGS IT, LLC / \$2,213,465.00 / 11.06% MBE & 11+% WBE participation
- Leath & Sons, Inc. / \$2,239,395.00 / 11% MBE & 11% WBE participation
- Haines & Associates Construction Co., Inc. / \$2,324,065.00 / 11% MBE & 11% WBE participation
- Legacy Underground Construction, Inc. / \$2,516,135.00 / non-responsive
- Rodriguez Mechanical Contractors, Inc. / \$5,121,273.00 / non-responsive

### Estimated Project Cost

The estimated opinion of probable construction costs for this first renewal is \$2,700,000.00.

## **Fiscal Impact**

1. Is this legislation included in the adopted budget?  Yes  No
2. What is the funding source?  
25-8010-802010-B = \$2,700,000.00  
Water, Division of Distribution - Pipeline
3. How does the legislation affect the current fiscal year?  
This project was included in the 2025 CIP.
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)**

**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

City Council approved Ordinance No. 230959 on November 30, 2023 authorizing a \$2,400,000.00 construction contract with Infrastructure Solutions, LLC, for the Emergency Water Distribution Repairs project, and also authorizing two successive renewal options with further City Council approval.

## Service Level Impacts

This contract will provide resources to make critical repairs to the water distribution system in order to maintain KC Water's service levels.

## 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?  
This contract will help make timely repairs to water main breaks, which will reduce water loss.
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 original contract's Contractor Utilization Plan was submitted to CREO KC on October 12, 2023, and was approved on October 18, 2023 with 11% MBE and 11% WBE participation.

Renewal No. 1 subcontracting information was submitted to CREO on August 9, 2024, and was approved on October 1, 2024 with 11% MBE and 11% WBE participation.

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

No(Press tab after selecting)

N/A for this renewal.

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:** 7/26/2023  
**Form Prepared By:** J.Wright

Contract/Project Number: 9829/80002486	Project Name: Emergency Water Distribution Repairs
--	--

Owning Department: KC Water	Project Manager: Jason Wright
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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: 365	Anticipated Solicitation Date: 09/01/2023
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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 contract will cover Repairs to the water distribution system for scheduled and emergency repairs.

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:

11 _____ % MBE	11 _____ % 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: 8/8/2023  
DocuSigned by: 074DFBFEEAA8425...



## 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 Distribution Line, Sewer and Water Construction
484220 Dump Trucking
327320 Ready-mix Concrete Manufacturing and Distribution
212321 Construction Sand and Gravel Mining
237310 Repair Highway, Road , Street, Bridge or Runway

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

**Date:**  
**Form Prepared By:**

Contract/Project Number: 9829/80002486		Project Name: Emergency Water Distribution Repairs	
Developer/Prime:		Contact Information:	
Final Contract Value:		Project Manager:	
Funding:	<input type="checkbox"/> City	<input type="checkbox"/> State	<input type="checkbox"/> Federal
Project Requirements:	<input type="checkbox"/> M/WBE	<input type="checkbox"/> DBE	<input type="checkbox"/> Section 3
Tax Incentive:	<input type="checkbox"/> LCRA	<input type="checkbox"/> TIF	<input type="checkbox"/> PIEA
Prevailing Wage:	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
Davis-Bacon:	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
Construction Employment Program:	<input type="checkbox"/> Yes: Workforce goals are 10% Minority & 2% Women. There are over 800 Workforce hours and project cost is \$300,000 or more.		
	<input type="checkbox"/> 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:

<input type="checkbox"/> Construction	<input type="checkbox"/> Design-Build	<input type="checkbox"/> Design Professional	<input type="checkbox"/> Professional Services
<input type="checkbox"/> General Service	<input type="checkbox"/> Concession	<input type="checkbox"/> Other Goods & Services	<input type="checkbox"/> Non-Municipal Agency
<input type="checkbox"/> Co-Operative	<input type="checkbox"/> Revenue Sharing	<input type="checkbox"/> Facilities Maintenance/Repair/Renovation	
<input type="checkbox"/> Other:			

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 Document is:**

Approved  Disapproved

Changes Needed:

**Federal Provisions Included:**

Approved  Disapproved  Not Applicable

CREO Signature: Mark Runge Date: 8/8/2023  
DocuSigned by: 074DFBFEEAA8425...

**Comments:**



## **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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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.





Project Number-80002486  
WD Emergency Water Distribution System Repairs

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**CREO Document Upload:#1**

Subject: CUP/LOI Document Upload | Contract WSD9829  
Initiator: Walton, Leona  
Date Created: 10.09.2023 10:50AM  
Department: Water Services

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**Process Information**

Document Type: CUP/LOI  
Date Submitted: 10.09.2023  
Date Received: 09.14.2023  
Contract Number: WSD9829  
Prime Contractor: INFRASTRUCTURE SOLUTIONS, LLC  
Amount of Project: 2700000.00  
%MBE 11  
%WBE 11  
%DBE

Special Instructions:

**Civil Rights & Equal Opportunity Department  
Economic Equity & Inclusion  
Contractor Utilization Plan Approval Form**

**Date:** 10.11.2023  
**Form Prepared By:** Leona Walton

Contract/Project Number: 9829/80002486	Developer/Prime: Infrastructure Solutions, LLC
Project Name: Emergency Water Distribution System Repairs	Contact Information: Jason Conklin/jconklin@i-solutionsllc.com/913.492.0400
Final Contract Value: \$2,700,000.00	Address: 9801 Renner Blvd, Lenexa, KS 66219

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>  yes  </u> %	Self-Perform: <u>  yes  </u> %
MBE: <u>  11  </u> %	MBE: <u>  11  </u> %
WBE: <u>  11  </u> %	WBE: <u>  11  </u> %
Non-certified firms: <u>  yes  </u> %	Non-certified firms: <u>  yes  </u> %

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:  
KC Water PM: Jason Wright/Jason.Wright@kcmo.org/816.513.4772  
  
This is a construction project.

**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

  11   % MBE   11   % 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: 10/18/2023  
6AFEC964B03641A

**Comments:**

Contractor Utilization Plan (CUP) MUST be submitted to CREO prior to being posted on docket for review & approval from Council.



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

**Date:** 10.11.2023  
**Form Prepared By:** Leona Walton

Contract/Project Number: 9829/80002486	Project Name: Emergency Water Distribution System Repairs
Developer/Prime: Infrastructure Solutions, LLC	Contact Information: Jason Conklin/jconklin@i-solutionsllc.com/913.492.0400
Final Contract Value: \$2,700,000.00	Project Manager: Jason Wright/Jason.Wright@kcmo.org/816.513.4772

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: <u>yes</u>	Ch. 38: <u>yes</u>
RSMo 213: <u>yes</u>	Title VI: <u>yes</u>
MWDBE: <u>yes</u>	Prevailing Wage and Labor Standards: <u>yes</u>
SLBE: <u>n/a</u>	RSMo 34 Anti-Discrimination Against Israel: <u>yes</u>

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:  
KC Water PM: Jason Wright/Jason.Wright@kcmo.org/816.513.4772

This is a construction project.

**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: 10/18/2023

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,

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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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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: October 17, 2023

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

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

Subject: CUP Summary #:

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**CONTRACTOR:** Infrastructure Solutions, LLC  
Address: 9801 Renner Blvd.  
Lenexa, KS 66219  
Contract # 9829 / 80002486- Emergency Water Distribution System Repairs  
Contract Amount: \$2,700,000.00  
MBE Goal 11%  
WBE Goal: 11%  
Total MBE Achieved: 11%  
Total WBE Achieved: 11%

**MBE SUBCONTRACTORS:**  
Name: Tenoch Construction, Inc.  
Address: 912 Scott Ave.  
Kansas City, KS 66105  
Scope of Work: Concrete / Curbs / Sidewalks  
Subcontract Percentage: 11%  
Ownership: Segura-Ulrich, Sonya  
Structure: Hispanic-American Female Code: 19

**WBE SUBCONTRACTORS:**  
Name: Petro Trucking Co., Inc.  
Address: 6028 Cleveland Ave.  
Kansas City, KS 66104  
Scope of Work: Hauling  
Subcontract Percentage: 11%  
Ownership: Pulley, Emma  
Structure: African-American Female Code: 23

**Comments:**

**Inter-Departmental Communication**

Date: August 13, 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 Renewal 1 #: 240912

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**CONTRACTOR:** Infrastructure Solutions, LLC  
Address: 9801 Renner Blvd.  
Lenexa, KS 66219  
Contract #: 9829-1 / 80002486- Emergency Water Distribution System Repairs, Renewal 1  
Contract Amount: \$2,700,000.00  
MBE Goal: 11%  
WBE Goal: 11%  
Total MBE Achieved: 11%  
Total WBE Achieved: 11%

**MBE SUBCONTRACTORS:**

Name: Tenoch Construction, Inc.  
Address: 912 Scott Ave.  
Kansas City, KS 66105  
Scope of Work: Concrete / Curbs / Sidewalks  
Subcontract Percentage: 1.5%  
Ownership: Segura-Ulrich, Sonya  
Structure: Hispanic-American Female Code: 20

**MBE SUBCONTRACTORS:**

Name: Boswell & Lee Trucking, Inc.  
Address: 414 N. 80<sup>th</sup> Terrace  
Kansas City, KS 66112  
Scope of Work: Hauling  
Subcontract Percentage: 9.5%  
Ownership: Boswell, Clarence  
Structure: African-American Male Code: 15



**WBE SUBCONTRACTORS:**

Name: Petro Trucking Co., Inc.  
Address: 6028 Cleveland Ave.  
Kansas City, KS 66104  
Scope of Work: Hauling  
Subcontract Percentage: 7%  
Ownership: Pulley, Emma  
Structure: African-American Female Code: 23

**WBE SUBCONTRACTORS:**

Name: Rising Construction Services, Inc.  
Address: 1206 NW Baytree Dr.  
Grain Valley, MO 64029  
Scope of Work: Traffic Control  
Subcontract Percentage: 4%  
Ownership: Rising, Kristen  
Structure: Caucasian Female Code: 27

**Comments:**

According to B2G, the prime contractor is achieving the following participation on the original contract (9829):

Dollars paid by City to prime contractor to date: \$1,089,109  
Dollars paid to MBE by prime contractor to date: \$67,206.50 for 6% MBE  
Dollars paid to WBE by prime contractor to date: \$176,189.95 for 15% WBE.

The prime contractor indicated that they are aware that they are currently short of the MBE goal and they plan to make up the shortage over the remaining work on the original contract.



**File #: 240913**

ORDINANCE NO. 240913

Sponsor: Director of Water Services Department

Authorizing a \$2,063,294.00 professional, specialized or technical services contract Amendment No. 1 to Contract No. 9741 with AECOM Technical Services, Inc., for the Drinking Water Service Line Materials Inventory project for a total contract amount of \$3,842,294.00.

WHEREAS, City Council passed Ordinance No. 230204 on March 16, 2023, authorizing a \$1,779,000.00 professional, specialized or technical services contract with AECOM Technical Services, Inc., for the Drinking Water Service Line Materials Inventory project; and

WHEREAS, this ordinance is for a \$2,063,294.00 Amendment No. 1 for a pilot study to assess field investigation methods for confirming and identifying service line materials; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Water Services Department is authorized to execute Amendment No. 1 to Contract No. 9741 in the amount of \$2,063,294.00, for a total contract amount of \$3,842,294.00 with AECOM Technical Services, Inc., for the Drinking Water Service Line Materials Inventory project, Project No. 60800052. A copy of this amendment is on file in the office of Water Services.

Section 2. That the Director of Water Services is authorized to expend up to the sum of \$2,063,294.00 from Account No. 25-8010-807710-610300-60800052, Adm/Service Facility Improvements, to satisfy the cost of this amendment.

..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:

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Mark P. Jones  
Senior Associate City Attorney



# City of Kansas City, Missouri

## Docket Memo

Ordinance/Resolution #: 240913

Submitted Department/Preparer: Water

Revised 6/10/24

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 \$2,063,294.00 professional, specialized or technical services contract Amendment No. 1 to Contract No. 9741 with AECOM Technical Services, Inc., for the Drinking Water Service Line Materials Inventory project for a total contract amount of \$3,842,294.00.

### Discussion

#### Project Justification

The Water Services Department is undertaking this professional, specialized or technical services project because a service line materials inventory is needed to be in compliance with the Environmental Protection Agency and Missouri Department of Natural Resources Safe Drinking Water Act revised Lead and Copper rule requirements for a completed documented inventory of service line materials for both public and private components and a method for the public to look up the information related to their service line.

#### Design Professional Services Project Description/Executed Contract Summary

This project will develop an inventory of known and/or suspected locations of leaded lines and leaded service materials by reviewing all service line installation and construction records. This will result in a data inventory using Department data analytics and software to provide, among other deliverables, a public facing interface to provide data for ratepayers and users of the City's water supply and distribution system.

City Council passed Ordinance No. 230204 on March 16, 2023 authorizing a \$1,779,000.00 professional, specialized or technical services contract with AECOM Technical Services, Inc., for the Drinking Water Service Line Materials Inventory project. The City executed the contract on April 28, 2023.

This proposed ordinance is for a \$2,063,294.00 Amendment No. 1 will include services to conduct a pilot study to assess field investigation methods for confirming and

identifying service line materials. The goal of the pilot study is to evaluate the technical effectiveness of different service line inspection methods, the associated public engagement activities needed to support this work, and the level of effort, schedule, and costs associated with the work. This information will be used to help the department plan a long-term program to identify unknown service lines and validate the initial inventory.

#### Term

The term of this project will be 570 calendar days with this proposed Amendment No. 1.

#### Design Professional Services Contract Cost Summary

- Original Contract: \$1,779,000.00
- Proposed Amendment No. 1: \$2,063,294.00
- Total: \$3,842,294.00

#### MBE/WBE Goals

CREO KC established goals of 10% MBE and 10% WBE on this design professional services project on May 17, 2022, which pre-dated the Annual Goal Program.

#### Original Solicitation

This Project was originally advertised in accordance with the City's requirements. Five proposals were received on August 4, 2022.

#### Awardee/Subcontracting Participation

The Water Services Department received proposals for professional services. Staff recommended AECOM Technical Services, Inc. factoring in the team's qualifications and pricing. Director Wes Minder concurred.

AECOM Technical Services, Inc. was recommended for this project on December 12, 2022 with a contract amount of \$1,779,000.00, with subcontracting participation of 10% MBE and 10% WBE.

#### Other Proposals Received

- Black & Veatch Corporation
- Crawford, Murphy & Tilly, Inc.
- CDM Smith, Inc.
- HDR Engineering, Inc.

#### Estimated Project Cost

The City's estimated cost for this amendment is \$2,063,294.00.

## Fiscal Impact

1. Is this legislation included in the adopted budget?  Yes  No
2. What is the funding source?  
25-8010-807710-610300-60800052 = \$2,063,294.00  
Water, Adm/Service Facility Improvements
3. How does the legislation affect the current fiscal year?  
This ordinance is revenue supported and will not have a net impact on the current fiscal year.
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)

## 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**

City Council passed Ordinance No. 230204 on March 16, 2023 authorizing a \$1,779,000.00 professional, specialized or technical services contract with AECOM Technical Services, Inc., for the Drinking Water Service Line Materials Inventory project.

### **Service Level Impacts**

This legislation does not adversely impact current service levels to ratepayers and users within the City.

### **Other Impacts**

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

This legislation provides further identification across the city of locations where leaded lines and leaded service materials may have been installed since the initial formation of the Water Services Department in 1895.

This program phase will identify users who may have had leaded lines and leaded service materials installed in areas where such construction was considered acceptable and identify solutions.

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

The purpose of this program phase is to identify constructed water service lines which may be of copper and/or lead nature. These will be identified on a geographic information system accessible by the public that will be available in October and updated as new information is available.

Once locations where such leaded lines and leaded service materials may have been constructed, the Department will hold outreach events to identify short and long-term solutions to mitigate and/or eliminate such drinking water lines.

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

This project will contribute to a sustainable Kansas City by identifying known and suspected leaded lines and leaded service materials which have been identified by the Environmental Protection Agency as being a health concern.

Future and immediate program phases will provide solutions to mitigate and/or eliminate such lines and therefore contributing to a healthier population and stronger neighborhoods and communities.

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.

The original Contractor Utilization Plan was submitted to CREO KC for review on December 12, 2022, and was approved on February 21, 2023 with 10% MBE and 10% WBE participation.

Subcontracting goals will be met with this proposed Amendment No. 1.

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(Press tab after selecting)

N/A



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: April 18, 2022  
 To: Andrea Dorch, Civil Rights & Equal Opportunity Department  
 From: Brian Stapleton, Water Services Department

<b>Project Number</b>	<b>Project Name</b>	
6080052	Service Line Materials Inventory	
<b>Contract ID Number</b>	<b>Estimated Cost: (cost breakdown attached)</b>	<b>Solicitation Date:</b>
9741	\$ 1,500,000.00	TBD
<b>Estimated Project Duration: 2 years</b>		

Note: Click the box to select

<b>→ FICB</b>	<b>PREVAILING WAGE:</b>	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO
Contract Category:	<input type="checkbox"/> Construction <input type="checkbox"/> Design Professional <input checked="" type="checkbox"/> Professional Services <input type="checkbox"/> Other (Enter Type):	<input type="checkbox"/> Design-Build <input type="checkbox"/> Other Goods & Services <input type="checkbox"/> Facilities Maintenance/Repair	<input type="checkbox"/> Non-Municipal Agency <input type="checkbox"/> Lease <input type="checkbox"/> Tenant (MBE/WBE) <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 checked="" type="checkbox"/> No
<input type="checkbox"/> Estimated Cost Breakdown attached - Page 2		<input type="checkbox"/> List of Required Crafts attached - Page 3	

**Description of work:**

A service line materials inventory is needed to support the revised EPA Lead and Copper Rule. The new Lead and Copper Rule has a requirement for a complete documented inventory of service line materials for both public and private components and a method for the public to look up the information related to their service line. Contract will provide for data/records review, building system to gather missing data with methods for verification of data, and building a public facing interface for public to access the information pertaining to their water service line.

cc: Brian Stapleton

**FOR CIVIL RIGHTS & EQUAL OPPORTUNITY DEPARTMENT USE ONLY:**

No Goals are set for this Project; OR  
 The following Goals are approved for this Project 10 % MBE 10 % WBE OR \_\_\_\_\_ % DBE

Civil Rights & Equal Opportunity Department *[Signature]* Date: 5/17/2022

<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 <sup>3</sup>	<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.

**Inter-Departmental Communication**

Date: October 1, 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 1 #: 240913

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**CONTRACTOR:** AECOM Technical Services, Inc.  
Address: 2380 McGee St., Suite 200  
Kansas City, MO 64108  
Contract #: 9741 / 60800052 – Drinking Water Service Line  
Materials Inventory- Amendment 1  
Contract Amount: \$3,842,294.00 (\$2,063,294 on Amendment 1)  
MBE Goal: 10%  
WBE Goal: 10%  
Total MBE Achieved: 10%  
Total WBE Achieved: 10%

**MBE SUBCONTRACTORS:**  
Name: Parson & Associates, LLC  
Address: 1518 E. 18<sup>th</sup> St.  
Kansas City, MO 64108  
Scope of Work: Public Engagement / Outreach Plan / Website  
Page Development / Meetings / Call Center  
Support  
Subcontract Percentage: 10%  
Ownership: Parson, R. Jason  
Structure: African-American Male Code 15

**WBE SUBCONTRACTORS:**  
Name: TREKK Design Group, LLC  
Address: 1411 E. 104<sup>th</sup> St.  
Kansas City, MO 64131  
Scope of Work: Project Coordination / Meetings / Field  
Investigations / Planning / Contract Documents  
/ Building Code Reviews  
Subcontract Percentage: 10%  
Ownership: Robinett, Kimberly  
Structure: Caucasian Female Code 27

**Comments:**

Original Contract Amount:	\$1,779,000.00
Proposed Amendment 1:	<u>\$2,063,294.00</u>
Proposed Contract Amount:	\$3,842,294.00

According to the prime contractor they are currently achieving the following participation on the contract:

Dollars paid to prime contractor by City to date:	\$1,076,985.04
Dollars paid to MBE by prime contractor to date:	\$110,260.25 for 10% MBE
Dollars paid to WBE by prime contractor to date:	\$62,401.14 for 6% WBE

The prime contractor indicated that the reason why they are currently short on WBE participation is that the majority of the WBE's work is still to come on the project. The prime contractor indicated that they do expect to meet or exceed the WBE participation listed on the approved CUP.



**File #: 240810**

ORDINANCE NO. 240810

*Sponsor: Director of General Services Department*

*Authorizing the Director of General Services Department to execute Change Orders in the total amount of \$2,460,683.00 with McCownGordon Construction, LLC., for Phase 2 of Project No. 07P22025-02 City Hall Garage and South Plaza Restoration CM@Risk, for total contract amount of \$19,917,500.00; and recognizing an accelerated effective date.*

**\*\*\*\*The item will be held one week\*\*\*\***

*WHEREAS, Ordinance No. 230197 appropriated \$21,000,000.00 to Account No. AL-3448-079712-B from Special Obligation Bonds Series 2023B for reconstruction and renovation of the City Hall Garage and South Plaza of the City Hall, Kansas City, Missouri; and*

*WHEREAS, on August 24, 2023, the Council passed Ordinance No. 230702 approving a construction contract with McCownGordon Construction, LLC, for Phase 2 of Project No. 07P22025-02 - City Hall Garage and South Plaza Restoration CM@Risk (the "Project") for a total contract amount of \$17,456,817.00; and*

*WHEREAS, the Director of General Services anticipates the need to authorize Change Orders to the Project totaling \$2,460,683.00; NOW, THEREFORE,*

*Section 1. That the Director of General Services Department is authorized to execute Change Orders in the total amount of \$2,460,683.00 with McCownGordon Construction, LLC, for Phase 2 of Project No. 07P22025-02 City Hall Garage and South Plaza Restoration CM@Risk (the "Project"), for total contract amount of \$19,917,500.00.*

*Section 2. That the Director of General Services Department is authorized to expend the amount of \$2,460,683.00 from the unencumbered balance of Account No. AL-3448-079712-B-611060 for the Change Orders for the Project.*

*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 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 #: [Click or tap here to enter TMP-#](#).  
Submitted Department/Preparer: **240810** General Services  
Revised 6/10/24

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 the General Services Department to execute Change Orders in the amount of \$2,460,683.00 with McCownGordon Construction, LLC., for Phase 2 of Project No. 07P22025-02 City Hall Garage And South Plaza Restoration CM@Risk, for total contract amount of \$19,917,500.00; and recognizing an accelerated effective date.

### Discussion

Ordinance No. 230702, authorized a construction contract with McCownGordon Construction, LLC. for Phase 2 of Project No. 07P22025-02 - City Hall Garage And South Plaza Restoration CM@Risk (the "Project") for a total contract amount of **\$17,456,817.00**. The Director Of General Services anticipates the need to increase the total contract amount by up to **\$2,460,683.00** for a total contract amount of **\$19,917,500.00**. The increase of contract amount would allow for execution of the Change Orders on the Project listed on the attached **Exhibit 1**.

Ordinance No. 230197 appropriated **\$21,000,000.00** to Account No. **AL-3448-079712-B** from Special Obligation Bonds Series 2023B for reconstruction and renovation of the City Hall Garage And South Plaza of the City Hall.

This ordinance authorizes the General Services Director to execute Change Orders in the amount of **\$2,460,683.00** with McCownGordon Construction, LLC., for Phase 2 of Project No. 07P22025-02 City Hall Garage And South Plaza Restoration CM@Risk, for total contract amount of **\$19,917,500.00**, and authorizes the General Services Director to expend the amount of **\$2,460,683.00** from the unencumbered balance of Account No. **AL-3448-079712-611060** for the Change Orders.

### Fiscal Impact

1. Is this legislation included in the adopted budget?  Yes  No
2. What is the funding source?  
 Special Obligation Series 2023B Bond Fund  
 AL-3448-079712-B City Hall Garage Renovations \$2,460,683.00
3. How does the legislation affect the current fiscal year?  
 Debt service is programmed in the approved capital plan
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)**

This ordinance seeks to authorize the execution of a change order to a construction in the Special Obligation Bonds Series 2023B for the purpose of renovating the City Hall Garage. Debt Service has been advance appropriated in the Capital Improvements Sales Tax Fund (3090-079712-G) for this project in the amount of \$ 4,001,662.50 for FY 2024-25, and this project is included in the City’s Capital Improvements Plan (CIP).

**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**

Ordinances No. 210992, No. 230197, and No. 203702

### **Service Level Impacts**

None. It may improve service levels by bringing the City Hall Parking Garage back into use.

### **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.

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

Yes. The original contract was reviewed and approved by CREO. The proposed amendment has also been reviewed and approved by CREO. The Contractor was unable to meet the MBE/WBE goals at Phase 2 and submitted a Good Faith Effort documentation which has been accepted by CREO.

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)

## EXHIBIT 1

(Updated 2024/10/03)

07P22025-05 CITY HALL GARAGE & SOUTH PLAZA RESTORATION - UPDATED COST ESTIMATE AS OF 2024/08/09								
Status	CITY CO #	COR #	MGC PCO #	WCD #	Title	Pending Amount	COMMENT	Schedule Impact (Calendar Days)
EXECUTED	CONTRACT			N/A	ORIGINAL CONTRACT Phase 1 + Phase 2	\$ 17,456,817.00	AMEND #1	
EXECUTED	CO #001			N/A	Claim for shoring delayed by abatement delay	\$ 33,256.58	CO ISSUED	14
EXECUTED	CO #002			N/A	South Plaza Fountain Lighting	\$ 109,825.07	CO ISSUED	0
EXECUTED	CO #003			N/A	Garage power outlets and Superbowl parade traffic control	\$ 38,663.12	CO ISSUED	0
				002	Delete Johnson Controls E&M equipment (credit)	\$ (61,845.00)	WCD ISSUED	0
Pending - IR	CO #004 (PENDING)	COR 04	005 R1	N/A	PR #02 Rev 1 - Security Vestibule (with Stone Contractor Larkin replacing GKW on remainder of the Contract)	\$ 2,368,272.19	N/A	TBD
			009	001	PR #03 - Delete NE Stairway (credit)	\$ (1,161,090.11)	WCD ISSUED	0
Pending - IR		COR 05	010	004	Electric Supply & Panel Upsize for EV Chargers	\$ 30,516.86	WCD ISSUED	0
Pending - IR		COR 05	011	005	PR 005 - Fire Suppression upsize for EVs	\$ 49,763.06	WCD ISSUED	0
PCO Submitted		COR 06	012	006	RFI 015 - Girder Beam Chipping	\$ 133,703.00	WCD ISSUED	7
PCO Submitted		COR 06	013	007	RFI 018 - D4 Structural Column Repair	\$ 67,267.00	WCD ISSUED	7
PCO Submitted		COR 06	014	008	RFI 023 - Demo D1 & E1 Column Tops	\$ 23,538.00	WCD ISSUED	0
Pending - IR		COR 05	015	009	ASD 10 - Exploratory Fountain Work	\$ 7,533.00	WCD ISSUED	0
PCO Submitted			020	010	RFI 044 - Additional slab demo and put-back	\$ 46,672.27	WCD ISSUED	0
PCO Submitted			021	011	RFI 040 - Beam size changes	\$ 28,835.59	WCD ISSUED	0
PCO Submitted			024	012	RFI 043 - Additional slab repair	\$ 34,797.00	WCD ISSUED	7
PCO Submitted			022	013	RFI 017 - Added beam	\$ 18,891.00	WCD ISSUED	7
PCO Submitted			019	014	RFI 031 - Ramp Wall Demo @ Tunnel	\$ 46,559.00	WCD ISSUED	0
PCO Submitted			017	015	RFI 035 - Void At Tunnel Lid	\$ 14,072.00	WCD ISSUED	0
PCO Submitted			023		RFI 045 - Beam repair	\$ 16,187.01	PRICE QUOTE	0
PCO Submitted		COR 06	016		RFI 030 - Existing Vestibule Footing Conditions	\$ 4,464.00	PRICE QUOTE	9
PCO Submitted			018		PR 007 - Leak Exploration	\$ 14,738.00	PRICE QUOTE	0
Forthcoming					PR 006 - Trash Enclosure	\$ 60,000.00	ESTIMATE	0
Forthcoming					PR 008 - Fountain Repairs	\$ 150,000.00	ESTIMATE	TBD
Forthcoming					RFI 036 - D0 & E0 Existing Footing Conditions	\$ 100,000.00	ESTIMATE	Incurring
Forthcoming					Granite Finish Change	\$ 25,000.00	ESTIMATE	0
Forthcoming					RFI 039 - Existing Steam Insulation	\$ 20,000.00	ESTIMATE	0
Forthcoming					Additional concrete restoration	\$ 150,000.00	ESTIMATE	0
					<b>CONTRACT TOTAL AS OF 2024/08/09</b>	<b>\$ 19,826,435.64</b>		-
					<b>ADD CONTINGENCY</b>	<b>\$ -</b>		-
					<b>UPDATED CONTRACT AMOUNT (2024/08/09)</b>	<b>\$ 19,826,435.64</b>		-
					<b>CONTRACT INCREASE (2024/08/09)</b>	<b>\$ 2,369,618.64</b>		<b>51</b>

**Inter-Departmental Communication**

Date: September 20, 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 Change Orders 1 & 2 #: 240810

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**CONTRACTOR:** McCown Gordon Construction  
Address: 850 Main St.  
Kansas City, MO 64105  
Contract #: 07P22025-02-City Hall Garage & South Plaza Restoration CM@Risk, Change Orders 1 & 2  
Contract Amount: \$19,826,435.64 (\$2,369,618.64 on CO 1 & 2)  
MBE Goal: 13%  
WBE Goal: 5%  
Total MBE Achieved: 15%  
Total WBE Achieved: 5%

**MBE SUBCONTRACTORS:**

Name: Parrish & Sons Construction, LLC  
Address: 800 E. 101<sup>st</sup> Terrace, Suite 350  
Kansas City, MO 64131  
Scope of Work: Paving / Site Utilities  
Subcontract Amount: \$231,350  
Ownership: Parrish, Fahteema  
Structure: African-American Female Code: 19

**MBE SUBCONTRACTORS:**

Name: Alexander Mechanical, Inc.  
Address: 10801 N. Pomona Ave.  
Kansas City, MO 64153  
Scope of Work: HVAC / Plumbing  
Subcontract Amount: \$1,986,256.85\*  
Ownership: Alexander, William  
Structure: African-American Male Code: 15

**MBE SUBCONTRACTORS:**

Name: Whatever It Takes Electrical Contractors, LLC  
Address: 9709 E. 56<sup>th</sup> St.  
Raytown, MO 64133  
Scope of Work: Electrical / Lighting  
Subcontract Amount: \$645,750  
Ownership: Rolls, John  
Structure: African-American Male Code: 15

**MBE SUBCONTRACTORS:**

Name: Primus Consulting, LLC  
Address: 4118 Baltimore Ave., Suite 3  
Kansas City, MO 64111  
Scope of Work: Roofing  
Subcontract Amount: \$22,377  
Ownership: Nichols, Praus  
Structure: Hispanic-American Male Code: 16

**MBE SUBCONTRACTORS:**

Name: Erosion Specialists, LLC  
Address: 2627 NW Platte Rd.  
Riverside, MO 64150  
Scope of Work: Erosion Control / Sod  
Subcontract Amount: \$19,711  
Ownership: Roberts, Christopher  
Structure: Native American Male Code: 17

**MBE SUBCONTRACTORS:**

Name: Parrish & Sons Construction, LLC  
Address: 800 E. 101<sup>st</sup> Terrace, Suite 350  
Kansas City, MO 64131  
Scope of Work: Site Preparation  
Subcontract Amount: \$2,673.84\*\*  
Ownership: Parrish, Fahteema  
Structure: African-American Female Code: 19

**WBE SUBCONTRACTORS:**

Name: IBC Traffic, Inc.  
Address: 1213 W. 8<sup>th</sup> St.  
Kansas City, MO 64101  
Scope of Work: Traffic Control  
Subcontract Amount: \$80,871  
Ownership: McCombs, Brandy  
Structure: Caucasian Female Code:27

**WBE SUBCONTRACTORS:**

Name: IBC Carpentry, LLC  
Address: 1213 W. 8<sup>th</sup> St.  
Kansas City, MO 64101  
Scope of Work: Carpentry / Doors  
Subcontract Amount: \$90,832  
Ownership: McCombs, Brandy  
Structure: Caucasian Female Code: 27

**WBE SUBCONTRACTORS:**

Name: Rock Acres Companies, LLC  
Address: 3580 Gardner Ave.  
Kansas City, MO 64120  
Scope of Work: Dumpsters  
Subcontract Amount: \$196,895  
Ownership: Cacioppo, Anna  
Structure: Caucasian Female Code: 27

**WBE SUBCONTRACTORS:**

Name: LM2 Construction & Consulting, LLC  
Address: 228 NW Executive Way  
Lee's Summit, MO 64063  
Scope of Work: Project Management / Painting  
Subcontract Amount: \$199,040  
Ownership: McCall, Latasha  
Structure: African-American Female Code: 23

**WBE SUBCONTRACTORS:**

Name: A Clean Slate, LLC  
Address: 3200 Wayne Ave., Suite 220  
Kansas City, MO 64109  
Scope of Work: Final Cleaning  
Subcontract Amount: \$26,755  
Ownership: Taylor, Carol  
Structure: African-American Female Code: 23

**WBE SUBCONTRACTORS:**

Name: Eyedeal Lawn Care Solutions, LLC  
Address: 13843 W. 154<sup>th</sup> Terrace  
Olathe, KS 66062  
Scope of Work: Landscaping  
Subcontract Amount: \$48,450  
Ownership: Fuleihan, Claudia  
Structure: Hispanic-American Female Code: 27

**WBE SUBCONTRACTORS:**

Name: Andrea Plunkett Co., LLC dba APCO  
Address: 401 Lydia Ave.  
Kansas City, MO 64106  
Scope of Work: Glass / Glazing  
Subcontract Amount: \$320,118  
Ownership: Plunkett, Andrea  
Structure: Caucasian Female Code: 27

**WBE SUBCONTRACTORS:**

Name: Wilkerson Crane Rental, Inc.  
Address: 14101 Gibbs Rd.  
Bonner Springs, KS 66012  
Scope of Work: Crane Rental  
Subcontract Amount: \$87,826  
Ownership: Holt, Diana  
Structure: Caucasian Female Code: 13

**WBE SUBCONTRACTORS:**

Name: Little Joe’s Asphalt, Inc.  
Address: 134 N. 130<sup>th</sup> St.  
Bonner Springs, KS 66012  
Scope of Work: Asphalt Paving  
Subcontract Amount: \$26,750\*\*\*  
Ownership: Buehler, Theresa  
Structure: Caucasian Female Code: 27

**Comments:**

Note: CREO approved Good Faith Efforts on original contract.

Original Contract Amount: \$17,456,817.00  
Proposed Change Orders 1-2: \$ 2,369,618.64  
Proposed Contract Amount: \$19,826,435.64

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

Dollars paid to prime contractor to date: \$4,142,391.29  
Dollars paid to MBEs by prime contractor to date: \$221,624.56 for 5.4%% MBE  
Dollars paid to WBEs by prime contractor to date: \$120,695.72 for 3% WBE.

The prime contractor has not received payments for July and August 2024 due to issues with payrolls. According to the prime contractor, another reason for the current shortfall is as follows:

“The work that has been completed to date has been mostly associated with demolition and concrete formwork, which does not have much MWBE participation with it. The majority of MWBE participation will occur after the new structure is complete and the MEP and Finish scopes of work begin during the interior renovation of the garage.”

The prime contractor has provided a projection demonstrating that they do expect to meet the participation listed on the approved CUP.

\*Note: Alexander Mechanical’s subcontract amount is currently listed as \$2,237,625.69, but they are subcontracting \$251,368.84 of that work to other subcontractors- only one (1) of which is certified (Parrish & Sons Construction). Alexander Mechanical’s amount for credit to the MBE goal is \$1,986,256.85.

\*\*Note: Parrish & Sons has a second subcontract under Alexander Mechanical.



Page 6: 07P22025-02 – City Hall Garage & South Plaza Restoration – Change Orders 1 & 2

\*\*\*Note: Little Joe's Asphalt's subcontract amount is listed as \$33,550, but they are subcontracting \$6,800 to a non-certified firm. The remaining \$26,750 will count towards the WBE goal achievement.

**Inter-Departmental Communication**

Date: September 20, 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 Change Orders 1 & 2 #: 240810

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**CONTRACTOR:** McCown Gordon Construction  
 Address: 850 Main St.  
 Kansas City, MO 64105  
 Contract #: 07P22025-02-City Hall Garage & South Plaza  
 Restoration CM@Risk, Change Orders 1 & 2  
 Contract Amount: \$19,826,435.64 (\$2,369,618.64 on CO 1 & 2)  
 MBE Goal: 13%  
 WBE Goal: 5%  
 Total MBE Achieved: 15%  
 Total WBE Achieved: 5%

**MBE SUBCONTRACTORS:**

Name: Parrish & Sons Construction, LLC  
 Address: 800 E. 101<sup>st</sup> Terrace, Suite 350  
 Kansas City, MO 64131  
 Scope of Work: Paving / Site Utilities  
 Subcontract Amount: \$231,350  
 Ownership: Parrish, Fahteema  
 Structure: African-American Female Code: 19

**MBE SUBCONTRACTORS:**

Name: Alexander Mechanical, Inc.  
 Address: 10801 N. Pomona Ave.  
 Kansas City, MO 64153  
 Scope of Work: HVAC / Plumbing  
 Subcontract Amount: \$1,986,256.85\*  
 Ownership: Alexander, William  
 Structure: African-American Male Code: 15

**MBE SUBCONTRACTORS:**

Name: Whatever It Takes Electrical Contractors, LLC  
Address: 9709 E. 56<sup>th</sup> St.  
Raytown, MO 64133  
Scope of Work: Electrical / Lighting  
Subcontract Amount: \$645,750  
Ownership: Rolls, John  
Structure: African-American Male Code: 15

**MBE SUBCONTRACTORS:**

Name: Primus Consulting, LLC  
Address: 4118 Baltimore Ave., Suite 3  
Kansas City, MO 64111  
Scope of Work: Roofing  
Subcontract Amount: \$22,377  
Ownership: Nichols, Praus  
Structure: Hispanic-American Male Code: 16

**MBE SUBCONTRACTORS:**

Name: Erosion Specialists, LLC  
Address: 2627 NW Platte Rd.  
Riverside, MO 64150  
Scope of Work: Erosion Control / Sod  
Subcontract Amount: \$19,711  
Ownership: Roberts, Christopher  
Structure: Native American Male Code: 17

**MBE SUBCONTRACTORS:**

Name: Parrish & Sons Construction, LLC  
Address: 800 E. 101<sup>st</sup> Terrace, Suite 350  
Kansas City, MO 64131  
Scope of Work: Site Preparation  
Subcontract Amount: \$2,673.84\*\*  
Ownership: Parrish, Fahteema  
Structure: African-American Female Code: 19

**WBE SUBCONTRACTORS:**

Name: IBC Traffic, Inc.  
Address: 1213 W. 8<sup>th</sup> St.  
Kansas City, MO 64101  
Scope of Work: Traffic Control  
Subcontract Amount: \$80,871  
Ownership: McCombs, Brandy  
Structure: Caucasian Female Code:27

**WBE SUBCONTRACTORS:**

Name: IBC Carpentry, LLC  
Address: 1213 W. 8<sup>th</sup> St.  
Kansas City, MO 64101  
Scope of Work: Carpentry / Doors  
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**Comments:**

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Page 6: 07P22025-02 – City Hall Garage & South Plaza Restoration – Change Orders 1 & 2

\*\*\*Note: Little Joe's Asphalt's subcontract amount is listed as \$33,550, but they are subcontracting \$6,800 to a non-certified firm. The remaining \$26,750 will count towards the WBE goal achievement.



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**File #: 240854**

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ORDINANCE NO. 240854

Sponsor: Councilmember Eric Bunch

Adopting a road diet implementation plan and process by the Public Works Department.

WHEREAS, the City Council recognized Vision Zero as the endorsed approach toward reaching this goal through Resolution No. 200019 in May 2020; and

WHEREAS, part of Vision Zero road diets are an effective traffic calming implementation; and

WHEREAS, the City Council directed staff to conduct a citywide road diet analysis through Resolution No. 230618 in August 2023; and

WHEREAS, staff has identified a listing of potential streets which would make good candidates for a road diet; and

WHEREAS, the potential streets have been vetted by staff using criteria including but not limited to the scheduled resurfacing program, streets which are four or more lanes undivided, corridors identified as part of High-injury network; traffic volumes; existing studies and developable areas; and

WHEREAS, the next step in the process will be to begin community engagement for candidate streets and road diet streets whenever they overlap with the resurfacing program; and

WHEREAS, staff plans to review potential streets for road dieting every five years and present an updated plan to Council, NOW, THEREFORE,

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

Section 1. That a road diet implementation plan and process by the Public Works Department is adopted.

..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 #: 240854

Submitted Department/Preparer: Public Works

Revised 6/10/24

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

Adopting a road diet implementation plan and process by the Public Works Department.

### Discussion

This ordinance adopts a road diet plan as established by the Public Works Department in alignment with Vision Zero priorities.

### Fiscal Impact

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

There is no account string to verify as this ordinance has no fiscal impact.

**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**

Uncertain

**Service Level Impacts**

Uncertain

## Other Impacts

1. What will be the potential health impacts to any affected groups?  
Uncertain
2. How have those groups been engaged and involved in the development of this ordinance?  
Uncertain
3. How does this legislation contribute to a sustainable Kansas City?  
Uncertain
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)

**Civil Rights & Equal Opportunity Department  
Economic Equity & Inclusion  
Contractor Utilization Plan Approval Form**

**Date:** 10.11.2023  
**Form Prepared By:** Leona Walton

Contract/Project Number: 9829/80002486	Developer/Prime: Infrastructure Solutions, LLC
Project Name: Emergency Water Distribution System Repairs	Contact Information: Jason Conklin/jconklin@i-solutionsllc.com/913.492.0400
Final Contract Value: \$2,700,000.00	Address: 9801 Renner Blvd, Lenexa, KS 66219

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>  yes  </u> %	Self-Perform: <u>  yes  </u> %
MBE: <u>  11  </u> %	MBE: <u>  11  </u> %
WBE: <u>  11  </u> %	WBE: <u>  11  </u> %
Non-certified firms: <u>  yes  </u> %	Non-certified firms: <u>  yes  </u> %

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:  
KC Water PM: Jason Wright/Jason.Wright@kcmo.org/816.513.4772

This is a construction project.

**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

  11   % MBE   11   % 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: 10/18/2023  
6AFEC964B03641A

**Comments:**

Contractor Utilization Plan (CUP) MUST be submitted to CREO prior to being posted on docket for review & approval from Council.



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

**Date:** 10.11.2023  
**Form Prepared By:** Leona Walton

Contract/Project Number: 9829/80002486	Project Name: Emergency Water Distribution System Repairs
Developer/Prime: Infrastructure Solutions, LLC	Contact Information: Jason Conklin/jconklin@i-solutionsllc.com/913.492.0400
Final Contract Value: \$2,700,000.00	Project Manager: Jason Wright/Jason.Wright@kcmo.org/816.513.4772

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: <u>yes</u>	Ch. 38: <u>yes</u>
RSMo 213: <u>yes</u>	Title VI: <u>yes</u>
MWDBE: <u>yes</u>	Prevailing Wage and Labor Standards: <u>yes</u>
SLBE: <u>n/a</u>	RSMo 34 Anti-Discrimination Against Israel: <u>yes</u>

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:  
KC Water PM: Jason Wright/Jason.Wright@kcmo.org/816.513.4772

This is a construction project.

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**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: 10/18/2023

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.

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

**Date:** 7/26/2023  
**Form Prepared By:** J.Wright

Contract/Project Number: 9829/80002486	Project Name: Emergency Water Distribution Repairs
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Owning Department: KC Water	Project Manager: Jason Wright
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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: 365	Anticipated Solicitation Date: 09/01/2023
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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 contract will cover Repairs to the water distribution system for scheduled and emergency repairs.

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:

11 _____ % MBE	11 _____ % 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: 8/8/2023  
DocuSigned by: 074DFBFEEAA8425...





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

**Date:**  
**Form Prepared By:**

Contract/Project Number: 9829/80002486		Project Name: Emergency Water Distribution Repairs	
Developer/Prime:		Contact Information:	
Final Contract Value:		Project Manager:	
Funding:	<input type="checkbox"/> City	<input type="checkbox"/> State	<input type="checkbox"/> Federal
Project Requirements:	<input type="checkbox"/> M/WBE	<input type="checkbox"/> DBE	<input type="checkbox"/> Section 3
Tax Incentive:	<input type="checkbox"/> LCRA	<input type="checkbox"/> TIF	<input type="checkbox"/> PIEA
Prevailing Wage:	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
Davis-Bacon:	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
Construction Employment Program:	<input type="checkbox"/> Yes: Workforce goals are 10% Minority & 2% Women. There are over 800 Workforce hours and project cost is \$300,000 or more.		
	<input type="checkbox"/> 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:

<input type="checkbox"/> Construction	<input type="checkbox"/> Design-Build	<input type="checkbox"/> Design Professional	<input type="checkbox"/> Professional Services
<input type="checkbox"/> General Service	<input type="checkbox"/> Concession	<input type="checkbox"/> Other Goods & Services	<input type="checkbox"/> Non-Municipal Agency
<input type="checkbox"/> Co-Operative	<input type="checkbox"/> Revenue Sharing	<input type="checkbox"/> Facilities Maintenance/Repair/Renovation	
<input type="checkbox"/> Other:			

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 Document is:**

Approved  Disapproved

Changes Needed:

**Federal Provisions Included:**

Approved  Disapproved  Not Applicable

CREO Signature: Mark Runge Date: 8/8/2023  
074DFBFEEAA8425...

**Comments:**



## **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.