

CONTRACT

Ordinance Fact Sheet

Construction/Misc. Form

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

Details

Reason for Contract

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

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

Discussion

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

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

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

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

Design Professional Services Cost Summary

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

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

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

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

Roles and Responsibilities

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

Policy/Program Impact

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

(Continued on reverse side)

Details

Construction Contract Solicitation

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

Grant/Loan Funding

N/A

Civil Rights and Equal Opportunity Department (CREO KC) Approval

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

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

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

Fairness in Construction Board

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

Youth Employment Program

N/A

1% for Art

N/A

How will this contribute to a sustainable Kansas City?

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

Bid Opening Date: 7/19/2022

Notice of Intent to Contract: TBA

Is it good for the children? Yes.

Estimated Duration of Contract: 558 calendar days

Fact Sheet Prepared by:

Leona Walton
Contracts Manager

Date:

9/19/2022

Reviewed by:

Jeff Martin
Chief Engineering Officer

Date:

9/22/2022

Reference Numbers:

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

Finances

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

Council Committee Actions

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