



# HRD Contractor Utilization Plan Approval

**Date:** December 29, 2016  
**To:** Phillip Yelder, Human Relations Department  
**From:** Bridgette Atkinson, Water Services Department  
**Subject:** Contract No./Project No.: 1275/81000756  
 Project Title: City-Wide Sewer Infrastructure Rehabilitation within Waterways

<b>Funding:</b> <input checked="" type="checkbox"/> City (MBE/WBE/DBE) <input type="checkbox"/> Federal (DBE) <sup>1</sup> <input type="checkbox"/> State (DBE) <sup>1</sup> - Grant <input type="checkbox"/> Other:	
<b>Contract Category:</b> <input checked="" type="checkbox"/> Construction <input type="checkbox"/> General Service <input type="checkbox"/> Facility Repair <input type="checkbox"/> Design Professional <input type="checkbox"/> Professional Services <input type="checkbox"/> Concession <input type="checkbox"/> Other:	
<b>Bid Closing Date:</b> 11/15/2016 <b>No. of Bidders:</b> 5	
<b>Recommended Bid<sup>2</sup>:</b> \$6,258,649.00	
<b>Company:</b> Kissick Construction Co., Inc. <b>Contact:</b> L. J. Kissick III <b>Contact Email:</b> lkissick@kissickco.com	<b>Address:</b> 8131 Indiana, KCMO 64132 <b>Phone:</b> 816-363-5530 <b>Fax:</b> 816-523-1557
<b>Additional Information:</b>	

cc: Rachelle Lowe, Project Manager

**FOR HUMAN RELATIONS DEPARTMENT USE ONLY**

The attached Contractor Utilization Plan is:

Approved  
 Disapproved

**The Request for Best Faith Efforts**

**Waiver is:**  
 Approved  
 Disapproved  
 Not Applicable

Contractor Utilization Plan Participation: 11 % MBE & 6 % WBE or \_\_\_\_\_ % DBE

Date: 1/19/17

**FOR GRANTING AGENCY USE ONLY<sup>3</sup>**

Approved by: \_\_\_\_\_

N/A

Date: \_\_\_\_\_

<sup>1</sup> DBE Programs apply to specific federal or state grant requirements.

<sup>2</sup> The dollar figure here should match the approved Bid/Proposal recommendation or amendment preparation checklist on file with the requesting department.

<sup>3</sup> Federal and state grant agreements may require granting agency approval of contract goals.



# HRD Request for Modification or Substitution Approval

Date: January 13, 2017  
To: Phillip Yelder, Human Relations Department  
From: Leona Walton, Water Services Department  
Subject: Contract/Project No.: 1275/81000756  
Project Title: City-Wide Sewer Infrastructure Rehabilitation within Waterways

<input type="checkbox"/> Amendment No. _____ <input type="checkbox"/> Change Order No. _____ (See Contract Summary on the next page.) <input checked="" type="checkbox"/>	
Funding: <input checked="" type="checkbox"/> City (MBE/WBE/DBE) <input type="checkbox"/> Federal (DBE) <sup>1</sup> <input type="checkbox"/> State (DBE) <sup>1</sup> - Grant _____ <input type="checkbox"/> Other: _____	
Contract Category: <input type="checkbox"/> Construction <input type="checkbox"/> General Service <input type="checkbox"/> Facility Repair <input type="checkbox"/> Design Professional <input type="checkbox"/> Professional Services <input type="checkbox"/> Concession <input checked="" type="checkbox"/> Other: Design-Build	
Company: Kissick Construction Co., Inc. Contact: L. J. Kisick III Contact Email: jkissick@kissickco.com	Address: 8131 Indiana, KCMO 64132 Phone: 816-363-5530 Fax: 816-523-1557
Additional Information:	

cc: Rachele Lowe, Project Manager

### FOR HUMAN RELATIONS DEPARTMENT USE ONLY

The attached Request for Modification or Substitution is:

Approved

Disapproved

The Request for Best Faith Efforts  
Waiver is:

Approved

Disapproved

Not Applicable

Contractor Utilization Plan Participation as Amended: 11 % MBE & 6 % WBE or \_\_\_\_\_ % DBE

  
Human Relations Department

01/19/17  
Date

### FOR GRANTING AGENCY USE ONLY<sup>2</sup>

N/A

Approved by: \_\_\_\_\_

\_\_\_\_\_  
Date

<sup>1</sup> DBE Programs apply to specific federal or state grant requirements.

<sup>2</sup> Federal and state grant agreements may require granting agency approval of D/M/WBE participation changes.

**CONTRACT SUMMARY<sup>3</sup>**

Approved CUP:

11% MBE  
6% WBE  
\_\_\_% DBE

Original Contract Maximum Obligation: \$6,258,649.00  
Amendment/Change Order No. 1: \_\_\_\_\_  
Amendment/Change Order No. 2: \_\_\_\_\_  
Amendment/Change Order No. 3: \_\_\_\_\_  
Amendment/Change Order No. 4: \_\_\_\_\_  
Amendment/Change Order No. 5: \_\_\_\_\_

**Current Maximum Obligation:** \$ \_\_\_\_\_

*Proposed Amendment/  
Change Order No. \_\_\_\_\_* \$ \_\_\_\_\_

*Proposed Revised  
Contract Maximum Obligation* \$ \_\_\_\_\_

Attach a copy of the most recent 00485.01 M/WBE Monthly Utilization Report

<sup>3</sup> The CONTRACT SUMMARY information should match information and calculations gathered and computed on the Contract Amendment or Change Order Preparation Checklist. The Checklist forms are found on Contract Central.



# REQUEST FOR MODIFICATION OR SUBSTITUTION

(This Form must be submitted to HRD to request substitutions for an MBE/WBE listed in the Contractor Utilization Plan or for modification of the amount of MBE/WBE participation listed in the Contractor Utilization Plan. This Form shall be an amendment to the Contractor Utilization Plan.)

**BIDDER/PROPOSER/CONTRACTOR:** Kissick Construction Co  
**ADDRESS:** \_\_\_\_\_  
**PROJECT NUMBER OR TITLE:** 81000756/ City-Wide Sewer Infrastructure Rehabilitation within Waterways  
**AMENDMENT/CHANGE ORDER NO: (if applicable)** N/A

**Project Goals:** \_\_\_\_\_ % MBE \_\_\_\_\_ % WBE  
**Contractor Utilization Plan:** \_\_\_\_\_ % MBE \_\_\_\_\_ % WBE

1. I am the duly authorized representative of the above Bidder/Contractor/Proposer and am authorized to request this substitution or modification on behalf of the Bidder/Contractor/Proposer.

2. I hereby request that the Director of HRD recommend or approve: (check appropriate space(s))

a.  A substitution of the certified MBE/WBE firm Taliaferro & Brunone  
(Name of new firm)  
to perform Survey - Asbuitts  
(Scope of work to be performed by new firm)  
for the MBE/WBE firm Schmitz King which is currently  
(Name of old firm)  
listed on the Bidder's/Contractor's/Proposer's Contractor Utilization Plan to  
perform the following scope of work: Survey  
(Scope of work of old firm)

b.  N/A modification of the amount of MBE/WBE participation currently listed on the Bidder's/Contractor's/Proposer's Contractor Utilization Plan from

\_\_\_\_\_ % MBE \_\_\_\_\_ % WBE (Fill in % of MBE/WBE Participation currently listed on Contractor Utilization Plan)

**TO**

\_\_\_\_\_ % MBE \_\_\_\_\_ % WBE (Fill in New % of MBE/WBE Participation requested for Contractor Utilization Plan)

- c. Attach 00450.01 Letter of Intent to Subcontract letter for each new MBE/WBE to be added.
- d. Attach a copy of the most recent 00485.01 or on-line M/WBE Monthly Utilization Report

3. Bidder/Contractor/Proposer states that a substitution or modification is necessary because: (check applicable reason(s) )

The MBE/WBE listed on the Contractor Utilization Plan is non-responsive or cannot perform.

The MBE/WBE listed on the Contractor Utilization Plan has increased its previously quoted price without a corresponding change in the scope of work.

The MBE/WBE listed on the Contractor Utilization Plan has committed a material default or breach of its contract.

Requirements of the scope of work of the contract have changed and make subcontracting not feasible or not feasible at the levels required by the goals established for the contract.

The MBE/WBE listed on the Contractor Utilization Plan is unacceptable to the City contracting department.

Bidder/Contractor/Proposer has not attempted intentionally to evade the requirements of the Act and it is in the best interests of the City to allow a modification or substitution.

4. The following is a narrative summary of the Bidder's/Contractor's/Proposer's good faith efforts exhausted in attempts to substitute the MBE/WBE firm named above which is currently listed on the Contractor Utilization Plan with other qualified, certified MBE/WBE firms for the listed scope of work or any other scope of work in the project:

Schmitz King is no longer in business  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

5. Bidder/Proposer/Contractor will present documentation when requested by the City to evidence its good faith efforts.

Dated: 1-12-17

Dennis Richardson  
(Bidder/Proposer/Contractor)

By: [Signature]  
(Authorized Representative)

Approved  
[Signature]  
01/19/17

**Inter-Departmental Communication**

Date: January 18, 2017

To: Jermaine Reed, Chair: Transportation and Infrastructure

From: Phillip Yelder, Director Human Relations Department

Subject: Docket Memo

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**CONTRACTOR:** Kissick Construction Co., Inc.  
**Address:** 8131 Indiana  
Kansas City, MO 64132  
**Contract:** 1275/81000756 CW Sewer Infrastructure  
Rehabilitation within Waterways  
**Contract Amount:** \$6,258,649.00  
**MBE Goal:** 11%  
**WBE Goal:** 6%  
**Total MBE Achieved:** 11%  
**Total WBE Achieved:** 6%

**MBE SUBCONTRACTORS:**

**Name:** All American Redi-Mix  
**Address:** 4950 E. Bannister Rd.  
Kansas City, MO 64137  
**Scope of Work:** Redi-Mix Concrete  
**Dollar Amount:** \$90,784.00  
**Ownership:** Jarnail Sarai  
**Structure:** Asian American Male Code 15

**MBE SUBCONTRACTORS:**

**Name:** Anderson & Sons Trucking, Inc.  
**Address:** 108 S. 102<sup>nd</sup> Street  
Edwardsville, KS 66111  
**Scope of Work:** Dump Trucking / Hauling  
**Dollar Amount:** \$350,683.00  
**Ownership:** Darrell Anderson  
**Structure:** African American Male Code 15

**MBE SUBCONTRACTORS:**

**Name:** Taliaferro & Browne  
**Address:** 1020 E. 8<sup>th</sup> Street  
Kansas City, MO 64106  
**Scope of Work:** Land Survey  
**Dollar Amount:** \$38,100.00  
**Ownership:** Leonard Graham  
**Structure:** African American Male Code 15

**MBE SUBCONTRACTORS:**

Name: S.A. Flick Seed Co.  
Address: 1020 E. 8<sup>th</sup> Street  
Kansas City, MO 64106  
Scope of Work: Seeding/Landscaping  
Dollar Amount: \$210,650.00  
Ownership: Steve Flick  
Structure: Native American Male Code 15

**WBE SUBCONTRACTORS:**

Name: TREKK Design  
Address: 4435 Prospect Ave.  
Kansas City, MO 64130  
Scope of Work: Utilities (Sewer/Water Main)  
Dollar Amount: \$180,700.00  
Ownership: Cheryl Gerstner  
Structure: Caucasian Female Code 27

**WBE SUBCONTRACTORS:**

Name: Maher Oil Co.  
Address: 401 N. Prospect  
Kansas City, MO 64120  
Scope of Work: Supplier of Fuel  
Dollar Amount: \$80,170.00  
Ownership: Janice Patterson  
Structure: Caucasian Female Code 27

**WBE SUBCONTRACTORS:**

Name: International Builders Consultants, Inc.  
Address: 1821 McGee  
Kansas City, MO 64107  
Scope of Work: Traffic Control  
Dollar Amount: \$15,575.00  
Ownership: Brandy McCombs  
Structure: Caucasian Female Code 27

**WBE SUBCONTRACTORS:**

Name: J.A. Lillig Excavating, Inc.  
Address: 1615 E. 173<sup>rd</sup> Street  
Belton, MO 64012  
Scope of Work: Dump Trucking and Hauling  
Dollar Amount: \$115,550.00  
Ownership: Kristi Lillig  
Structure: Caucasian Female Code 27