

CONTRACTOR UTILIZATION PLAN/REQUEST FOR WAIVER

Project Number 80002132 / Contract No. 9472

Project Title Modernization Improvements at the WTP

Black & Veatch Corporation
(Bidder/Proposer)

STATE OF MISSOURI)
) ss
COUNTY OF JACKSON)

I, Patrick O'Neill, of lawful age and upon my oath state as follows:

1. This Affidavit is made for the purpose of complying with the provisions of the MBE/WBE submittal requirements on the above project and the MBE/WBE Program and is given on behalf of the Bidder/Proposer listed below. It sets out the Bidder/Proposer's plan to utilize MBE and/or WBE contractors on the project.
2. The project goals are 15 % **MBE** and 10 % **WBE**. Bidder/Proposer assures that it will utilize a minimum of the following percentages of MBE/WBE participation in the above project:

BIDDER/PROPOSER PARTICIPATION: 15 % **MBE** 10 % **WBE**

3. The following are the M/WBE subcontractors whose utilization Bidder/Proposer warrants will meet or exceed the above-listed Bidder/Proposer Participation. Bidder/Proposer warrants that it will utilize the M/WBE subcontractors to provide the goods/services described in the applicable Letter(s) of Intent to Subcontract, copies of which shall collectively be deemed incorporated herein). *(All firms must currently be certified by Kansas City, Missouri)*

a. Name of M/WBE Firm Custom Engineering, Inc. (MBE)
Address 12760 East US Highway 40, Independence, MO 64055
Telephone No. 816-350-1473
I.R.S. No. 43-1031915

b. Name of M/WBE Firm TREKK Design Group, LLC (WBE)
Address 1411 East 104th Street, Kansas City, MO 64131
Telephone No. 813-874-4655
I.R.S. No. 43-1953275

- c. Name of M/WBE Firm McCurdy Engineers (WBE)
 Address 9613 W. 123rd St., Overland Park, KS 66213
 Telephone No. 813-868-4720
 I.R.S. No. 27-3210878
- d. Name of M/WBE Firm DuBois Consultants, Inc. (MBE)
 Address 5737 Swope Parkway, Kansas City, MO 64130
 Telephone No. 816-333-7700
 I.R.S. No. 43-1494206
- e. Name of M/WBE Firm _____
 Address _____
 Telephone No. _____
 I.R.S. No. _____
- f. Name of M/WBE Firm _____
 Address _____
 Telephone No. _____
 I.R.S. No. _____

(List additional M/WBEs, if any, on additional page and attach to this form)

4. The following is a breakdown of the percentage of the total contract amount that Bidder/Proposer agrees to pay to each listed M/WBE:

MBE/WBE BREAKDOWN SHEET

MBE FIRMS:

Name of MBE Firm	Supplier/Broker/Contractor	Subcontract Amount*	Weighted Value**	% of Total Contract
<u>Custom Engineering</u>	_____	<u>\$440,500</u>	<u>48.1%</u>	<u>7.2%</u>
<u>DuBois Consultants, Inc.</u>	_____	<u>\$475,500</u>	<u>51.9%</u>	<u>7.8%</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
TOTAL MBE \$ / TOTAL MBE %:		<u>\$916,000</u>		<u>15%</u>

WBE FIRMS:

Name of WBE Firm	Supplier/Broker/Contractor	Subcontract Amount*	Weighted Value**	% of Total Contract
<u>TREKK Design Group</u>	<u></u>	<u>\$317,000</u>	<u>51.8%</u>	<u>5.2%</u>
<u>McCurdy Engineers</u>	<u></u>	<u>\$294,500</u>	<u>48.2%</u>	<u>4.8%</u>
<u></u>	<u></u>	<u></u>	<u></u>	<u></u>
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<u></u>	<u></u>	<u></u>	<u></u>	<u></u>
TOTAL WBE \$ / TOTAL WBE %:		<u>\$611,500</u>		<u>10%</u>

*“Subcontract Amount” refers to the dollar amount that Bidder/Proposer has agreed to pay each M/WBE subcontractor as of the date of contracting and is indicated here solely for the purpose of calculating the percentage that this sum represents in proportion to the total contract amount. Any contract amendments and/or change orders changing the total contract amount may alter the amount due an M/WBE under their subcontract for purposes of meeting or exceeding the Bidder/Proposer participation.

**“Weighted Value” means the portion of the subcontract amount that will be credited towards meeting the Bidder/Proposer participation. See HRD Forms and Instructions for allowable credit and special instructions for suppliers.

- Bidder/Proposer acknowledges that the monetary amount to be paid each listed M/WBE for their work, and which is approved herein, is an amount corresponding to the percentage of the total contract amount allocable to each listed M/WBE as calculated in the MBE/WBE Breakdown Sheet. Bidder/Proposer further acknowledges that this amount may be higher than the subcontract amount listed therein as change orders and/or amendments changing the total contract amount may correspondingly increase the amount of compensation due an M/WBE for purposes of meeting or exceeding the Bidder/Proposer participation
- Bidder/Proposer acknowledges that it is responsible for considering the effect that any change orders and/or amendments changing the total contract amount may have on its ability to meet or exceed the Bidder/Proposer participation. Bidder/Proposer further acknowledges that it is responsible for submitting a Request for Modification or Substitution if it will be unable to meet or exceed the Bidder/Proposer participation set forth herein.

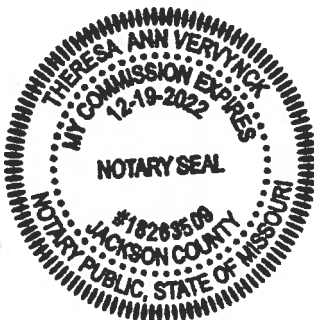
7. If Bidder/Proposer has not achieved both the M/WBE goal(s) set for this Project, Bidder/Proposer hereby requests a waiver of the MBE and/or WBE goal(s) that Bidder/Proposer has failed to achieve
8. Bidder/Proposer will present documentation of its good faith efforts, a narrative summary detailing its efforts and the reasons its efforts were unsuccessful when requested by the City.
9. I hereby certify that I am authorized to make this Affidavit on behalf of the Bidder/Proposer named below and who shall abide by the terms set forth herein:

Bidder/Proposer primary contact: Black & Veatch Corporation / Patrick O'Neill
Address: 8400 Ward Parkway
Kansas City, Missouri 64114
Phone Number: 913-458-4308
Facsimile number: _____
E-mail Address: oneillpa@bv.com

By: Patrick O'Neill
Title: Associate Vice President
Date: 4/8/2019
(Attach corporate seal if applicable)

Subscribed and sworn to before me this 8th day of April, 2019.

My Commission Expires: 12-19-2022 Theresa Ann Segner
Notary Public





LETTER OF INTENT TO SUBCONTRACT

Project Number 80002132 / 9472

Project Title Modernization Improvements at the WTP

Black & Veatch Corporation ("Prime Contractor") agrees to enter into a contractual agreement with Custom Engineering, Inc ("M/W/DBE Subcontractor"), who will provide the following goods/services in connection with the above-referenced contract:

(Insert a brief narrative describing the goods/services to be provided. Broad categorizations (e.g., "electrical," "plumbing," etc.) or the listing of the NAICS Codes in which M/W/DBE Subcontractor is certified are insufficient and may result in this Letter of Intent to Subcontract not being accepted.)

Custom Engineering (MBE) will provide support with the water quality modeling and with the two Final design and bidding packages.

for an estimated amount of \$440,500 or 7.2 % of the total estimated contract value.

M/W/DBE Subcontractor is, to the best of Prime Contractor's knowledge, currently certified with the City of Kansas City's Human Relations Department to perform in the capacities indicated herein. Prime Contractor agrees to utilize M/W/DBE Subcontractor in the capacities indicated herein, and M/W/DBE Subcontractor agrees to work on the above-referenced contract in the capacities indicated herein, **contingent upon award of the contract to Prime Contractor.**


Signature: Prime Contractor

Patrick O'Neill
Print Name

Associate Vice President 4/8/2019
Title Date


Signature: M/W/DBE Subcontractor

Joseph T. Davis
Print Name

CEO 04/08/2019
Title Date



LETTER OF INTENT TO SUBCONTRACT

Project Number 80002132 / 9472

Project Title Modernization Improvements at the WTP

Black & Veatch Corporation ("Prime Contractor") agrees to enter into a contractual agreement with TREKK Design Group, LLC ("M/W/DBE Subcontractor"), who will provide the following goods/services in connection with the above-referenced contract:

(Insert a brief narrative describing the goods/services to be provided. Broad categorizations (e.g., "electrical," "plumbing," etc.) or the listing of the NAICS Codes in which M/W/DBE Subcontractor is certified are insufficient and may result in this Letter of Intent to Subcontract not being accepted.)

TREKK Design Group (WBE) will provide survey and LiDAR scanning services and assistance on the risk and resiliency assessment task.


for an estimated amount of \$317,000 or 5.2 % of the total estimated contract value.

M/W/DBE Subcontractor is, to the best of Prime Contractor's knowledge, currently certified with the City of Kansas City's Human Relations Department to perform in the capacities indicated herein. Prime Contractor agrees to utilize M/W/DBE Subcontractor in the capacities indicated herein, and M/W/DBE Subcontractor agrees to work on the above-referenced contract in the capacities indicated herein, contingent upon award of the contract to Prime Contractor.


Signature: Prime Contractor

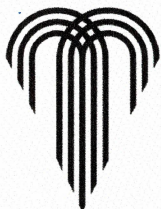
Patrick O'Neill
Print Name

Associate Vice President 4/8/2019
Title Date


Signature: M/W/DBE Subcontractor

Kimberly Robinett
Print Name

Managing Partner 4/8/19
Title Date



LETTER OF INTENT TO SUBCONTRACT

Project Number 80002132 / 9472

Project Title Modernization Improvements at the WTP

Black & Veatch Corporation ("Prime Contractor") agrees to enter into a contractual agreement with McCurdy Engineers ("M/W/DBE Subcontractor"), who will provide the following goods/services in connection with the above-referenced contract:

(Insert a brief narrative describing the goods/services to be provided. Broad categorizations (e.g., "electrical," "plumbing," etc.) or the listing of the NAICS Codes in which M/W/DBE Subcontractor is certified are insufficient and may result in this Letter of Intent to Subcontract not being accepted.)

McCurdy Engineers (WBE) will provide assistance during pilot testing and hydraulic field verification testing.

for an estimated amount of \$294,500 or 4.8 % of the total estimated contract value.

M/W/DBE Subcontractor is, to the best of Prime Contractor's knowledge, currently certified with the City of Kansas City's Human Relations Department to perform in the capacities indicated herein. Prime Contractor agrees to utilize M/W/DBE Subcontractor in the capacities indicated herein, and M/W/DBE Subcontractor agrees to work on the above-referenced contract in the capacities indicated herein, **contingent upon award of the contract to Prime Contractor.**

Signature: Prime Contractor

Patrick O'Neill
Print Name

Associate Vice President 4/8/2019
Title Date

Signature: M/W/DBE Subcontractor

Amy L. McCurdy
Print Name

OWNER 4/8/19
Title Date



LETTER OF INTENT TO SUBCONTRACT

Project Number 80002132 / 9472

Project Title Modernization Improvements at the WTP

Black & Veatch Corporation ("Prime Contractor") agrees to enter into a contractual agreement with DuBois Consultants, Inc ("M/W/DBE Subcontractor"), who will provide the following goods/services in connection with the above-referenced contract:

(Insert a brief narrative describing the goods/services to be provided. Broad categorizations (e.g., "electrical," "plumbing," etc.) or the listing of the NAICS Codes in which M/W/DBE Subcontractor is certified are insufficient and may result in this Letter of Intent to Subcontract not being accepted.)

DuBois Consultants (MBE) will provide support with data collection and evaluation, condition assessment work, tracer study testing, pilot testing, Primary Basin structural evaluation, and the risk and resiliency assessment task.

for an estimated amount of \$475,500 or 7.8 % of the total estimated contract value.

M/W/DBE Subcontractor is, to the best of Prime Contractor's knowledge, currently certified with the City of Kansas City's Human Relations Department to perform in the capacities indicated herein. Prime Contractor agrees to utilize M/W/DBE Subcontractor in the capacities indicated herein, and M/W/DBE Subcontractor agrees to work on the above-referenced contract in the capacities indicated herein, contingent upon award of the contract to Prime Contractor.

Signature: Prime Contractor

Patrick O'Neill

Print Name

Associate Vice President

Title

4/8/2019

Date

Signature: M/W/DBE Subcontractor

A. J. Webb

Print Name

President

Title

4-8-2019

Date