



## Agenda

### Transportation, Infrastructure and Operations Committee

Chairperson Kevin O'Neill  
Vice Chair Melissa Robinson

Councilmember Eric Bunch

Councilmember Johnathan Duncan

Councilmember Lindsay French

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Wednesday, April 17, 2024

9:00 AM

26th Floor, Council Chamber

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<https://us02web.zoom.us/j/84530222968>

PUBLIC OBSERVANCE OF MEETING

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\*\*\*

**[240357](#)** Sponsor: Director of the Water Services Department

Authorizing the transfer of \$497,000.00 in the General Obligation Series 2020A Question 2 Bond Fund from a Public Works Department project to the corresponding Water Services Department account and project in the General Obligation Series 2020A Question 2 Bond Fund.

**Attachments:** [Docket Memo 240357](#)  
[Approp Admin 240357](#)

**Director of Public Works**

**240375**

Sponsor: Director of Public Works Department  
Authorizing the Director of Public Works to execute \$8,300,416.25 construction contract with J.M. Fahey Construction Company for Street Resurfacing from 63rd Street to South City Limits; and authorizing the Director of Public Works to increase this contract by up to thirty percent (30%) without further Council approval.

**Attachments:** [Docket Memo 240375](#)  
[Ordinance 240375-CUP Summary-- 89008965-24-3](#)

**Director of Public Works**

**240376**

Sponsor: Director of Public Works Department  
Authorizing the Director of Public Works to execute \$9,811,395.00 construction contract with Superior Bowen Asphalt Company, L.L.C. for Street Resurfacing North of the Missouri River; and authorizing the Director of Public Works to increase this contract by up to thirty percent (30%) without further Council approval.

**Attachments:** [Docket Memo 240376](#)  
[Ordinance 240376-CUP Summary-- 89008967-24-1](#)

**Director of Public Works**

**240377**

Sponsor: Director of Public Works Department  
Authorizing the Director of Public Works to execute \$2,625,000.00 construction contract with Vance Brothers, Inc. for Citywide Street Crack Sealing; and authorizing the Director of Public Works to increase this contract by up to thirty percent (30%) without further Council approval.

**Attachments:** [Docket Memo 240377](#)  
[Ordinance 240377-CUP Summary-- 89008963-24-CS](#)

**Director of Public Works**

[240378](#) Sponsor: Director of Public Works Department

Authorizing an agreement not to exceed \$70,851,783.00 with the Kansas City Area Transportation Authority (KCATA) to provide fixed route, paratransit and on-demand transit services and certain specialized services for the City of Kansas City, Missouri between May 1, 2024 and April 30, 2025; directing the City Manager to work with KCATA to develop, review and implement the Zero Fare program; and directing the City Manager to work collaboratively to advance and implement FY24-25 transit priorities.

**Attachments:** [Docket Memo 240378](#)

**Director of Public Works**

[240387](#) Sponsor: Director of Public Works Department

Authorizing the Director of Public Works to execute \$8,611,041.25 construction contract with J.M. Fahey Construction Company for Street Resurfacing from the Missouri River to 63rd Street; and authorizing the Director of Public Works to increase this contract by up to thirty percent (30%) without further Council approval.

**Attachments:** [Docket Memo 240387](#)  
[Ordinance 240387-CUP Summary-- 89008966-24-2](#)

**Lucas**

[240358](#) Sponsor: Mayor Quinton Lucas

RESOLUTION - Expressing the City Council's desire that the Kansas City Police Department provide the Council with traffic fatality notifications.

**Attachments:** [NO DOCKET MEMO 240358](#)

HELD IN COMMITTEE

**Robinson**

[240324](#) Sponsor: Councilmember Melissa Robinson

Amending Chapter 3 of the Code of Ordinances of the Kansas City, Missouri, Contracts and Leases, by repealing Section 3-31, Contract Award, and enacting in lieu thereof a new section of like number and subject matter.

**Attachments:** [Docket Memo Ord 240324 Section 3-31](#)

[240330](#) Sponsor: Director of Water Services Department

Authorizing a \$6,045,610.00 construction contract with The Havens Construction Company, Inc., for the I/I Reduction: Northern Basin Project 1 project; authorizing a maximum expenditure of \$6,651,000.00; authorizing a \$759,000.00 design professional services Amendment No. 1 to Contract No. 1584 with George Butler Associates, Inc., for the I/I Reduction: Northern Basin Project 1 project for a total contract amount of \$1,348,000.00; and recognizing this ordinance as having an accelerated effective date.

**Attachments:** [Docket Memo 240330](#)  
[1584 Approved DPS Goals](#)  
[1585 Approved Construction Goals](#)  
[1585 Construction CUP Approval](#)  
[Ordinance 240330-CUP Summary-1585](#)  
[Ordinance 240330-Revised CUP Summary-1584](#)

ADDITIONAL BUSINESS

1. There will be an update regarding WBE/MBE Goals.
2. There may be a general discussion regarding current Transportation, Infrastructure and Operations Committee issues.
3. 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.
4. 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



**File #: 240357**

ORDINANCE NO. 240357

Sponsor: Director of the Water Services Department

Authorizing the transfer of \$497,000.00 in the General Obligation Series 2020A Question 2 Bond Fund from a Public Works Department project to the corresponding Water Services Department account and project in the General Obligation Series 2020A Question 2 Bond Fund.

WHEREAS, Ordinance No. 190175 established the General Obligation Series 2020A Question 2 Bond Fund for use on flood control projects via a Special Election that occurred on April 4, 2017; and

WHEREAS, Ordinance No. 200216 amended Ordinance No. 200152 which authorized the sale and issuance of the General Obligation Series 2020A Bonds that funded projects appropriated in the General Obligation Series 2020A Question 2 Bond Fund; and

WHEREAS, the General Obligation Series 2020A Bonds were issued on April 29, 2020; and

WHEREAS, the Water Services Department completed a \$497,000.00 emergency construction contract with SHEDIGS IT, LLC for the Wornall Road Bridge Over Indian Creek Hydraulic Restriction Removal project in 2023, which was for emergency flood control work in the area east of 103rd Street and Wornall Road; and

WHEREAS, work on this project was completed in 2023 and contract execution and payment to the contractor is pending; and

WHEREAS, an ordinance is needed to transfer funds from one GO Bond account in Public Works to a GO Bond account in Water Services; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the appropriation in the following account of the General Obligation Series 2020A Question 2 Bond Fund is hereby reduced by the following amount:

AL-3620-8080650-B-89020393	Washington St Flood Buyout	\$497,000.00
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Section 2. That the sum of \$497,000.00 is appropriated from the Unappropriated Fund Balance of the General Obligation Series 2020A Question 2 Bond Fund to the following account:

AL-3620-808065-B-82000367      Wornall Road Bridge/Indian Creek      \$497,000.00

Section 3. That the Director of Water Services is hereby designated requisitioning authority for Account No. 24-3620-808065-B.  
..end

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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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Nicole Rowlette  
Senior Associate City Attorney



# City of Kansas City, Missouri

## Docket Memo

Ordinance/Resolution #: 240357

Submitted Department/Preparer: Water

Revised 11/01/23

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 transfer of \$497,000.00 in the General Obligation Series 2020A Question 2 Bond Fund from a Public Works Department project to the corresponding Water Services Department account and project in the General Obligation Series 2020A Question 2 Bond Fund; and designating the Director of Water Services as requisitioning authority.

## Discussion

### Project/Ordinance Justification

This project is for flood control work for the Wornall Road Bridge Over Indian Creek Hydraulic Restriction Removal. A solicitation waiver was approved by the Director of Water Services on January 20, 2023 approving an emergency contract with WBE firm SHEDIGS IT, LLC to perform this work.

The reason for the emergency contract was due to the Wornall Road Bridge did not have sufficient clearance between the bottom of the bridge beams to the existing ground elevation. Due to the Indian Creek Trail underneath the bridge, there existed the potential for people to be impacted with the historical recurrent flash flooding along Indian Creek and 103<sup>rd</sup> Street.

The nature of the bridge also caused sedimentation and debris accumulation on the trail which reduced the reliability of the trail and user experience. The proposed improvement removed earth to a depth of rock which increased clearances and allowed for reduced life safety incidences underneath the bridge. SHEDIGS IT, LLC was selected to perform this emergency work as they had completed emergency repairs to water utility infrastructure in the area and was familiar with the site and City's underground utilities under the bridge in order to complete the improvement before the spring flooding season.

Work was performed and completed in 2023 and contract execution and payment to the contractor is pending.

An ordinance is needed to transfer funds from one GO Bond account in Public Works to a GO Bond account in Water Services.

### Project Description:

The work performed on the Wornall Road Bridge over Indian Creek was located immediately east of the old Coaches Bar and Grill at 103<sup>rd</sup> and Wornall Road and this flood control work was performed at a later phase from the buyout of structures on nearby Washington Street.

Work on this project involved the following:

- Remove 10,000 cubic yards of material from under the bridge, which as a 50 year life span;
- Place 4,000 square feet of concrete slope protection on north end of the bridge;
- Replace 3,200 square feet of concrete trail (about 400 ft x 8 ft), north end;
- Place 250 tons of additional rip-rap to protect slope on south end; and
- Final grading and seeding on disturbed areas.

## Fiscal Impact

1. Is this legislation included in the adopted budget?  Yes  No
2. What is the funding source?  
AL-3620-808065-B-82000367 = \$497,000.00  
Wornall Road Bridge/Indian Creek; GO Bond 2020 Q2
3. How does the legislation affect the current fiscal year?  
An invoice will be submitted for review/approval during this current fiscal year upon execution of the contract.
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.  
No. All invoicing will be completed this current fiscal year.
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 [FY23 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

Ordinance No. 190175 established the General Obligation Series 2020A Question 2 Bond Fund for use on flood control projects via a Special Election that occurred on April 4, 2017.

Ordinance No. 200216 amended Ordinance No. 200152 which authorized the sale and issuance of the General Obligation Series 2020A Bonds that funded projects appropriated in the General Obligation Series 2020A Question 2 Bond Fund.

## Service Level Impacts

Current flood conditions create need for Hydraulic Restriction Removal and improvements between bottom of the bridge beams to the existing ground. The proposed improvements will reduce a flash flooding and impacts to citizens in the area of Wornall and 103<sup>rd</sup> st.,

## Other Impacts

1. What will be the potential health impacts to any affected groups?  
The potential impacts include mitigating flooding which can impact life safety incidences.

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?  
Project completes a flooding mitigation project and will improve the hydraulic conditions, and the reliability of the trail and provide a user friendly experience. Also it will reduce future storm restoration needs reducing the city's future financial maintenance impact created by flooding events.

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.

No - CREO's review is not applicable (Press tab after selecting)

Please provide reasoning why not:

This contract was approved as an emergency construction project and MBE/WBE goals are not applicable.

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)



# APPROPRIATION TRANSACTION

## CITY OF KANSAS CITY, MISSOURI

DEPARTMENT: Water Services

BUSINESS UNIT: KCMBU      DATE: 3/19/2024      JOURNAL ID: \_\_\_\_\_

LEDGER GROUP: \_\_\_\_\_ CAP ADMIN

<u>FY</u>	<u>FUND</u>	<u>DEPT ID</u>	<u>ACCOUNT</u>	<u>PROJECT</u>	<u>AMOUNT</u>	<u>INC/DEC</u>
24	3620	808065	611080	89020393	\$497,000.00	DEC
TOTAL						\$497,000.00

BUSINESS UNIT: KCMBU      DATE: 3/19/2024      JOURNAL ID: C

LEDGER GROUP: \_\_\_\_\_ CAP ADMIN      BUDGET PERIOD: \_\_\_\_\_  
(same as above, except prefixed by a C)

<u>FY</u>	<u>FUND</u>	<u>DEPT ID</u>	<u>ACCOUNT</u>	<u>PROJECT</u>	<u>AMOUNT</u>	<u>INC/DEC</u>
24	3620	808065	611060	82000367	\$497,000.00	INC
TOTAL						\$497,000.00

**DESCRIPTION:** \_\_\_\_\_ **NET** \$497,000.00

APPROVED BY: \_\_\_\_\_ DATE \_\_\_\_\_ APPROVED BY: DEPARTMENT HEAD \_\_\_\_\_ DATE \_\_\_\_\_



**File #: 240375**

ORDINANCE NO. 240375

Sponsor: Director of Public Works Department

Authorizing the Director of Public Works to execute \$8,300,416.25 construction contract with J.M. Fahey Construction Company for Street Resurfacing from 63rd Street to South City Limits; and authorizing the Director of Public Works to increase this contract by up to thirty percent (30%) without further Council approval.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Public Works is hereby authorized to execute a contract with J.M. Fahey Construction Company in the amount of \$8,300,416.25 from previously appropriated funds for Project Number 24-3-89008533 Contract Number CS240021 street resurfacing from 63rd Street to South City Limits. A copy of the contract is on file on the office of the Director of Public Works:

AL-3525-897701-B-89008533	Street Resurfacing	\$3,707,138.72
25-3090-897701-B-89008533	Street Resurfacing	<u>4,593,277.53</u>
	TOTAL:	\$8,300,416.25

Section 2. That the Director of Public Works is hereby authorized to amend this contract and to increase the amount of the contract by up to thirty percent (30%) without further Council approval.

Section 3. The Civil Rights and Equal Opportunity Department (CREO), to assure fair representation by socially and economically disadvantaged groups, approved for this project, a ten (10) percent representation by Minority Owned Businesses and a ten (10) percent representation by Women Owned Businesses.

..end

The City has no financial obligation under both this Ordinance and Contract until the Director of Public Works issues a Purchase Order which shall be signed by the City's Director of Finance certifying there is a balance, otherwise unencumbered, the credit of the appropriation to which the expenditure is to be charged, and a cash balance, otherwise unencumbered, in the treasury, to the credit of the fund from which payment will be made, each sufficient to meet the obligation incurred in the Purchase Order.

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 #: 240375

Submitted Department/Preparer: Public Works

Revised 11/01/23

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 Public Works to execute \$8,300,416.25 construction contract with J.M. Fahey Construction Company for Street Resurfacing from 63rd Street to South City Limits; authorizing the Director of Public Works to increase this contract by up to thirty percent (30%) without further Council approval.

### Discussion

Authorizing the Director of Public Works to execute \$8,300,416.25 construction contract with J.M. Fahey Construction Company for Street Resurfacing from 63rd Street to South City Limits; authorizing the Director of Public Works to increase this contract by up to thirty percent (30%) without further Council approval.

### Fiscal Impact

1. Is this legislation included in the adopted budget?  Yes  No
2. What is the funding source?  
AL-2525-897701-B-89008533 and 25-3090-897701-B-89008533
3. How does the legislation affect the current fiscal year?  
N/A – No 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.
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 [FY23 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

Resolution 210940 - Adopting the Asset Management Master Plan ("Plan") as the policy of the City of Kansas City, Missouri to guide the City in the planning, budgeting, development and management of roadway assets and transportation infrastructure.

### Service Level Impacts

Click or tap here to provide a description of how this ordinance will impact service levels. List any related key performance indicators and impact.

## Other Impacts

1. What will be the potential health impacts to any affected groups?  
This contract utilizes recycled asphalt pavement in the production of the new asphalt that is place on the roads. This reduces the amount of virgin rock and liquid asphalt that is needed to complete the resurfacing.
2. How have those groups been engaged and involved in the development of this ordinance?  
Improves safe driving throughout the neighborhoods reducing losses for property and life.
3. How does this legislation contribute to a sustainable Kansas City?  
Use of recycled asphalt aligns with our Sustainability goals.
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.

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

**Date:** 8/11/2023  
**Form Prepared By:** Garrett Ross

Contract/Project Number: CS240021 / 89008965	Project Name: 24-3 (Resurfacing)
Owning Department: Public Works	Project Manager: Garrett Ross

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?:  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: 10/3/2023
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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):

**Resurface Designated Streets - 63rd Street to the South City Limits.**

Hot recycling, resurfacing, and cold milling certain streets, trafficways, and boulevards designated as contract 24-3, and performing other incidental and related work from 63rd street to the South City Limits in Kansas City, Missouri.

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
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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:

10 % MBE	10 % 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: Rio Cervantes-Reed Date: 9/8/2023  
FEC59457D32E400...



1 Contractor Utilization Plan (CUP) MUST be submitted to CREO prior to being posted on docket for review & approval from Council.  
CREO 01 EEI Contract Goals Request REV. 10-26-2022

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

Yes(Press tab after selecting)

List the three (3) lowest bidders in addition to the selected bidder.

J.M. Fahey Construction Company – Low

Superior Bowen Asphalt Company L.L.C – 2nd Low

Ideker, Inc. – 3rd Low

7. Does this legislation seek to approve a contract resulting from a Request for Proposal/Qualification (RFP/Q)?

No(Press tab after selecting)

## Inter-Departmental Communication

Date: December 12, 2023

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

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

Subject: CUP Summary #: 240375

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**CONTRACTOR:** JM Fahey Construction Co.  
Address: 408 High Grove Rd.  
Grandview, MO 64030  
Contract #: 89008965 – 24-3 – Resurface Designated  
Streets from 63<sup>rd</sup> St. to S. City Limits  
Contract Amount: \$8,300,416.25  
MBE Goal: 10%  
WBE Goal: 10%  
Total MBE Achieved: 10%  
Total WBE Achieved: 10%

### **MBE SUBCONTRACTORS:**

Name: Tenoch Construction, Inc.  
Address: 912 Scott Ave.  
Kansas City, KS 66105  
Scope of Work: 6" Concrete Inlay  
Subcontract Amount: \$48,000  
Ownership: Segura-Ulrich, Sonya  
Structure: Hispanic-American Female Code: 20

### **MBE SUBCONTRACTORS:**

Name: RLS Trucking, Inc.  
Address: 8001 Prospect Ave.  
Kansas City, MO 64132  
Scope of Work: Hauling  
Subcontract Amount: \$373,613  
Ownership: Shaw, Robert  
Structure: African-American Male Code: 15

**MBE SUBCONTRACTORS:**

Name: A. Robinson Trucking, LLC  
Address: 9005 Manning  
Raytown, MO 64138  
Scope of Work: Hauling  
Subcontract Amount: \$413,283  
Ownership: Robinson, Alan  
Structure: African-American Male Code: 15

**WBE SUBCONTRACTORS:**

Name: Leigh & O’Kane, LLC  
Address: 250 NE Mulberry, Suite 201  
Lee’s Summit, MO 64086  
Scope of Work: 3<sup>rd</sup> Party Inspections  
Subcontract Amount: \$234,000  
Ownership: Bush, Amanda  
Structure: Caucasian Female Code: 27

**WBE SUBCONTRACTORS:**

Name: Clymore Trucking Co.  
Address: 530 S. 291 Highway  
Independence, MO 64056  
Scope of Work: Hauling  
Subcontract Amount: \$46,852  
Ownership: Clymore, Debra  
Structure: Caucasian Female Code: 27

**WBE SUBCONTRACTORS:**

Name: Delta Sweeping Co.  
Address: 2001 Guinotte Ave.  
Kansas City, MO 64120  
Scope of Work: Street Sweeping  
Subcontract Amount: \$100,000  
Ownership: Francis, Suzanne  
Structure: Caucasian Female Code: 27

**WBE SUBCONTRACTORS:**

Name: RL Hannah & Sons Trucking, Inc.  
Address: 28110 SW Outer Rd,  
Harrisonville, MO 64701  
Scope of Work: Material Supplier  
Subcontract Amount: \$36,498 (\$60,830 X 60%)\*  
Ownership: Green, Sharon  
Structure: Caucasian Female Code: 27

**WBE SUBCONTRACTORS:**

Name: IBC Traffic, Inc.  
Address: 1213 W. 8<sup>th</sup> St.  
Kansas City, MO 64101  
Scope of Work: Line Painting / Curb Stops / Delineators  
Subcontract Amount: \$417,550  
Ownership: McCombs, Brandy  
Structure: Caucasian Female Code: 27

**Comments:**

\*Note: Material Suppliers are credited at 60% of materials' cost.



**File #: 240376**

ORDINANCE NO. 240376

Sponsor: Director of Public Works Department

Authorizing the Director of Public Works to execute \$9,811,395.00 construction contract with Superior Bowen Asphalt Company, L.L.C. for Street Resurfacing North of the Missouri River; and authorizing the Director of Public Works to increase this contract by up to thirty percent (30%) without further Council approval.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Public Works is hereby authorized to execute a contract with Superior Bowen Asphalt Company, L.L.C. in the amount of \$9,811,395.00 from previously appropriated funds for Project Number 24-1 – 89008533 – Contract Number CS240019 street resurfacing North of the Missouri River. A copy of the contract is on file on the office of the Director of Public Works:

AL-3525-897701-B-89008533	Street Resurfacing	\$6,292,861.28
25-2080-897701-B-89008533	Street Resurfacing	<u>3,518,533.72</u>
	TOTAL:	\$9,811,395.00

Section 2. That the Director of Public Works is hereby authorized to amend this contract and to increase the amount of the contract by up to thirty percent (30%) without further Council approval.

Section 3. The Civil Rights and Equal Opportunity Department (CREO), to assure fair representation by socially and economically disadvantaged groups, approved for this project, a ten (10) percent representation by Minority Owned Businesses and a ten (10) percent representation by Women Owned Businesses.  
..end

The City has no financial obligation under both this Ordinance and Contract until the Director of Public Works issues a Purchase Order which shall be signed by the City's Director of Finance certifying there is a balance, otherwise unencumbered, the credit of the appropriation to which the expenditure is to be charged, and a cash balance, otherwise unencumbered, in the treasury, to the credit of the fund from which payment will be made, each sufficient to meet the obligation incurred in the Purchase Order.

\_\_\_\_\_  
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 #: 240376

Submitted Department/Preparer: Public Works

Revised 11/01/23

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 Public Works to execute \$9,811,395.00 construction contract with Superior Bowen Asphalt Company, L.L.C. for Street Resurfacing North of the Missouri River; authorizing the Director of Public Works to increase this contract by up to thirty percent (30%) without further Council approval.

### Discussion

Authorizing the Director of Public Works to execute \$9,811,395.00 construction contract with Superior Bowen Asphalt Company, L.L.C. for Street Resurfacing North of the Missouri River; authorizing the Director of Public Works to increase this contract by up to thirty percent (30%) without further Council approval.

### Fiscal Impact

1. Is this legislation included in the adopted budget?  Yes  No
2. What is the funding source?  
AL-3525-897701-B-89008533 and 25-2080-897701-B-89008533
3. How does the legislation affect the current fiscal year?  
N/A – No 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.
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 [FY23 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**

Resolution 210940 - Adopting the Asset Management Master Plan ("Plan") as the policy of the City of Kansas City, Missouri to guide the City in the planning, budgeting, development and management of roadway assets and transportation infrastructure.

## **Service Level Impacts**

Click or tap here to provide a description of how this ordinance will impact service levels. List any related key performance indicators and impact.

## Other Impacts

1. What will be the potential health impacts to any affected groups?  
This contract utilizes recycled asphalt pavement in the production of the new asphalt that is place on the roads. This reduces the amount of virgin rock and liquid asphalt that is needed to complete the resurfacing.
2. How have those groups been engaged and involved in the development of this ordinance?  
Improves safe driving throughout the neighborhoods reducing losses for property and life.
3. How does this legislation contribute to a sustainable Kansas City?  
Use of recycled asphalt aligns with our Sustainability goals.
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.

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

Date: 8/11/2023  
Form Prepared By: Garrett Ross

Contract/Project Number: CS240019 / 89008967		Project Name: 24-1 (Resurfacing)	
Owning Department: Public Works		Project Manager: Garrett Ross	
Funding:	<input checked="" type="checkbox"/> City	<input type="checkbox"/> State	<input type="checkbox"/> Federal
Project Requirements:	<input checked="" 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 checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	
Davis-Bacon:	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	
Presenting to Council <sup>1</sup> :	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	
Construction Employment Program:	<input checked="" type="checkbox"/> Yes: Workforce employment goals are 10% minority hours & 2% female hours. This project is estimated at over 800 work hours and over \$300,000.		
	<input type="checkbox"/> 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: 10/3/2023
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Contract Type:

<input checked="" 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:			

Description of Contract (Provide Details):  
Resurface Designated Streets - Missouri River to the North City Limits.  
  
Hot recycling, resurfacing, and cold milling certain streets, trafficways, and boulevards designated as contract 24-1, and performing other incidental and related work from the Missouri River to the Northern City Limits in Kansas City, Missouri.  
  
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?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Waiver being applied?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Type:		
According to CREO Annual Goal Manual, the Goals for this project are:		
% MBE	% WBE	% DBE
Electronic Record?	<input type="checkbox"/> Yes	<input type="checkbox"/> No

GSD Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**FOR CIVIL RIGHTS & EQUAL OPPORTUNITY DEPARTMENT (CREO) USE ONLY:**

Reviewed CREO Annual Goal Manual?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
<input checked="" type="checkbox"/> The following Goals are approved for this Project:			
10 % MBE	10 % WBE	% DBE	
<input type="checkbox"/> No Goals are set for this Project	<input type="checkbox"/> Waiver Approved	<input type="checkbox"/> Waiver Denied	
Reason for Waiver:			
Electronic Record?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	

CREO Signature: Rio Cervantes-Reed Date: 8/28/2023  
FE056457032E400



<sup>1</sup> Contractor Utilization Plan (CUP) MUST be submitted to CREO prior to being posted on docket for review & approval from Council.  
CREO 01 EEI Contract Goals Request REV. 10-26-2022

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

Yes(Press tab after selecting)

List the three (3) lowest bidders in addition to the selected bidder.

Superior Bowen Asphalt Company L.L.C – Low

J.M. Fahey Construction Company – 2nd Low

Ideker, Inc. – 3rd Low

7. Does this legislation seek to approve a contract resulting from a Request for Proposal/Qualification (RFP/Q)?  
No(Press tab after selecting)

## Inter-Departmental Communication

Date: December 12, 2023

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

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

Subject: CUP Summary #: 240376

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**CONTRACTOR:** Superior Bowen Asphalt Co., LLC  
Address: 520 W. Pennway  
Kansas City, MO 64108  
Contract #: 89008967 – 24-1 – Resurface Designated Streets from MO River to N City Limits  
Contract Amount: \$9,811,395.00  
MBE Goal: 10%  
WBE Goal: 10%  
Total MBE Achieved: 11%  
Total WBE Achieved: 10%

### **MBE SUBCONTRACTORS:**

Name: Martin T. Rucker Development Co., LLC  
Address: 3701 NW 52<sup>nd</sup> Terrace  
Kansas City, MO 64151  
Scope of Work: Hauling  
Subcontract Amount: \$612,000  
Ownership: Rucker, Martin  
Structure: African-American Male Code: 15

### **MBE SUBCONTRACTORS:**

Name: Ward Hauling  
Address: 107 Brent Rd.  
Belton, MO 64012  
Scope of Work: Hauling  
Subcontract Amount: \$42,000  
Ownership: Ward, Kareen  
Structure: African-American Male Code: 15

**MBE SUBCONTRACTORS:**

Name: Taliaferro & Browne, Inc.  
Address: 1020 E. 8<sup>th</sup> St.  
Kansas City, MO 64106  
Scope of Work: Inspections  
Subcontract Amount: \$327,600  
Ownership: Andebrhan, Hagos  
Structure: African-American Male Code: 15

**WBE SUBCONTRACTORS:**

Name: Tenoch Construction, Inc.  
Address: 912 Scott Ave.  
Kansas City, KS 66105  
Scope of Work: Concrete / Traffic Control  
Subcontract Amount: \$120,000  
Ownership: Segura-Ulrich, Sonya  
Structure: Hispanic-American Female Code: 24

**WBE SUBCONTRACTORS:**

Name: Little Joe's Asphalt, Inc.  
Address: 134 N. 130<sup>th</sup> St.  
Bonner Springs, KS 66012  
Scope of Work: Asphalt  
Subcontract Amount: \$528,000  
Ownership: Buehler, Theresa  
Structure: Caucasian Female Code: 27

**WBE SUBCONTRACTORS:**

Name: Streetwise, Inc.  
Address: 13501 Arrington Rd.  
Grandview, MO 64030  
Scope of Work: Pavement Marking  
Subcontract Amount: \$333,387  
Ownership: Hettinger, Shawna  
Structure: Caucasian Female Code: 13

**Comments:**



**File #: 240377**

ORDINANCE NO. 240377

Sponsor: Director of Public Works Department

Authorizing the Director of Public Works to execute \$2,625,000.00 construction contract with Vance Brothers, Inc. for Citywide Street Crack Sealing; and authorizing the Director of Public Works to increase this contract by up to thirty percent (30%) without further Council approval.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Public Works is hereby authorized to execute a contract with Vance Brothers, Inc. in the amount of \$2,625,000.00 from previously appropriated funds for Project Number 24-CS – 89008533 – Contract Number CS240023 Citywide Street Crack Sealing. A copy of the contract is on file on the office of the Director of Public Works:

25-2080-897701-B-89008533	Street Resurfacing	\$2,625,000.00
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Section 2. That the Director of Public Works is hereby authorized to amend this contract and to increase the amount of the contract by up to thirty percent (30%) without further Council approval.

Section 3. The Civil Rights and Equal Opportunity Department (CREO), to assure fair representation by socially and economically disadvantaged groups, approved for this project, a ten (10) percent representation by Minority Owned Businesses and a ten (10) percent representation by Women Owned Businesses.

..end

The City has no financial obligation under both this Ordinance and Contract until the Director of Public Works issues a Purchase Order which shall be signed by the City's Director of Finance certifying there is a balance, otherwise unencumbered, the credit of the appropriation to which the expenditure is to be charged, and a cash balance, otherwise unencumbered, in the treasury, to the credit of the fund from which payment will be made, each sufficient to meet the obligation incurred in the Purchase.

\_\_\_\_\_  
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 #: 240377

Submitted Department/Preparer: Public Works

Revised 11/01/23

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 Public Works to execute \$2,625,000.00 construction contract with Vance Brothers, Inc. for Citywide Street Crack Sealing; authorizing the Director of Public Works to increase this contract by up to thirty percent (30%) without further Council approval.

### Discussion

Authorizing the Director of Public Works to execute \$2,625,000.00 construction contract with Vance Brothers, Inc. for Citywide Street Crack Sealing; authorizing the Director of Public Works to increase this contract by up to thirty percent (30%) without further Council approval.

### Fiscal Impact

1. Is this legislation included in the adopted budget?  Yes  No
2. What is the funding source?  
25-2080-897701-B-89008533; Public Mass Transportation Fund
3. How does the legislation affect the current fiscal year?  
N/A – No 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.
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 [FY23 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**

Resolution 210940 - Adopting the Asset Management Master Plan ("Plan") as the policy of the City of Kansas City, Missouri to guide the City in the planning, budgeting, development and management of roadway assets and transportation infrastructure.

## **Service Level Impacts**

Click or tap here to provide a description of how this ordinance will impact service levels. List any related key performance indicators and impact.

## Other Impacts

1. What will be the potential health impacts to any affected groups?  
This contract utilizes recycled asphalt pavement in the production of the new asphalt that is place on the roads. This reduces the amount of virgin rock and liquid asphalt that is needed to complete the resurfacing.
2. How have those groups been engaged and involved in the development of this ordinance?  
Improves safe driving throughout the neighborhoods reducing losses for property and life.
3. How does this legislation contribute to a sustainable Kansas City?  
Use of recycled asphalt aligns with our Sustainability goals.
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.

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

**Date:** 8/11/2023  
**Form Prepared By:** Garrett Ross

Contract/Project Number: CS240023 / 89008963		Project Name: 24-CS (Crack Sealing)	
Owning Department: Public Works		Project Manager: Garrett Ross	
Funding:	<input checked="" type="checkbox"/> City	<input type="checkbox"/> State	<input type="checkbox"/> Federal
Project Requirements:	<input checked="" 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 checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	
Davis-Bacon:	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	
Presenting to Council <sup>1</sup> :	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	
Construction Employment Program:	<input checked="" type="checkbox"/> Yes: Workforce employment goals are 10% minority hours & 2% female hours. This project is estimated at over 800 work hours and over \$300,000.		
	<input type="checkbox"/> 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: 10/3/2023
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Contract Type:

<input checked="" 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:			

Description of Contract (Provide Details):

**Crack Sealing Designated Streets - City Wide.**

Citywide crack sealing of certain designated streets as contract 24-CS and performing other incidental and related work in Kansas City, Missouri.

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
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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:

_____ 10 % MBE	_____ 10 % 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: Rio Cervantes-Reed Date: 8/28/2023

DocuSigned by: Rio Cervantes-Reed  
FEC59457D32E400...



1 Contractor Utilization Plan (CUP) MUST be submitted to CREO prior to being posted on docket for review & approval from Council.  
CREO 01 EEI Contract Goals Request REV. 10-26-2022

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

Yes(Press tab after selecting)

List the three (3) lowest bidders in addition to the selected bidder.

Vance Brothers, Inc. – Only Bidder

7. Does this legislation seek to approve a contract resulting from a Request for Proposal/Qualification (RFP/Q)?

No(Press tab after selecting)

## Inter-Departmental Communication

Date: December 12, 2023

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

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

Subject: CUP Summary #: 240377

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**CONTRACTOR:** Vance Brothers, Inc.  
Address: 5201 Brighton Ave.  
Kansas City, MO 64130  
Contract #: 89008963 – 24-CS- Crack Seal Designated Streets  
Contract Amount: \$2,625,000.00  
MBE Goal: 10%  
WBE Goal: 10%  
Total MBE Achieved: 10%  
Total WBE Achieved: 10%

### **MBE SUBCONTRACTORS:**

Name: CU Contracting Services, LLC  
Address: 3121 Stadium Dr.  
Kansas City, MO 64128  
Scope of Work: Traffic Control / Labor  
Subcontract Amount: \$33,500  
Ownership: Tyson, Carey  
Structure: African-American Male Code: 15

### **MBE SUBCONTRACTORS:**

Name: Taliaferro & Browne, Inc.  
Address: 1020 E. 8<sup>th</sup> St.  
Kansas City, MO 64106  
Scope of Work: Third Party Inspections  
Subcontract Amount: \$229,000  
Ownership: Andebrhan, Hagos  
Structure: African-American Male Code: 15

**WBE SUBCONTRACTORS:**

Name:	Delta Sweeping Co.	
Address:	2001 Guinotte Ave.	
	Kansas City, MO 64120	
Scope of Work:	Street Sweeping	
Subcontract Amount:	\$262,500	
Ownership:	Francis, Suzanne	
Structure:	Caucasian Female	Code: 27

**Comments:**



**File #: 240378**

ORDINANCE NO. 240378

Sponsor: Director of Public Works Department

Authorizing an agreement not to exceed \$70,851,783.00 with the Kansas City Area Transportation Authority (KCATA) to provide fixed route, paratransit and on-demand transit services and certain specialized services for the City of Kansas City, Missouri between May 1, 2024 and April 30, 2025; directing the City Manager to work with KCATA to develop, review and implement the Zero Fare program; and directing the City Manager to work collaboratively to advance and implement FY24-25 transit priorities.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Public Works is hereby authorized to enter into an agreement with the KCATA to provide funding for fixed route, paratransit and on-demand transit services for residents of Kansas City, Missouri, for a period of one year beginning May 1, 2024 through April 30, 2025. A copy of the agreement is on file in the office of the Department of Public Works.

Section 2. That the Director of Transportation is hereby authorized to expend an amount not to exceed \$70,851,783.00 from funds to be appropriated to the following accounts in the adopted 2024-2025 Budget:

25-2080-692000-F	KCATA Operations	\$29,583,942.00
25-2290-692000-F	KCATA Sales Tax	<u>41,267,841.00</u>
	TOTAL:	\$70,851,783.00

Section 3. Directing the City Manager to work with KCATA to continue to develop, review and implement a program for Zero Fare. This program will continue to be implemented contingent upon available funding by the City, KCATA, federal funding, contributions from community partners, or other local, state or federal sources.

Section 4. Directing the City Manager to work with KCATA to continue to work collaboratively to advance and implement FY24-25 transit priorities and current transit-supportive policies, projects and programs.  
..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 #: 240378

Submitted Department/Preparer: Public Works

Revised 11/01/23

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 an agreement not to exceed \$70,851,783.00 with the Kansas City Area Transportation Authority to provide fixed route, paratransit and on-demand transit services and certain specialized services for the City of Kansas City, Missouri between May 1, 2024 and April 30, 2025.

### Discussion

Click or tap here to provide [detailed information, analysis, and any applicable CREO goals](#) on this topic.

### Fiscal Impact

1. Is this legislation included in the adopted budget?  Yes  No

2. What is the funding source?

KCATA Sales Tax Fund (2290) and Public Mass Transportation Fund (2080)

25-2080-692000-F	KCATA Operations
	\$29,583,942.00

25-2290-692000-F	KCATA Sales Tax
	\$41,267,841.00

TOTAL	\$70,851,783.00
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3. How does the legislation affect the current fiscal year?

Ordinance spends money from the KCATA Sales Tax Fund and the Public Mass Transportation Sales Tax Fund

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)**

Ordinance authorizes the Director of Transportation to enter into an agreement with the Kansas City Area Transportation Authority (KCATA) for providing city-wide transit services in the form of fixed-route, paratransit, on-demand, and certain approved specialized services from May 1, 2024 through April 30, 2025.

### Citywide Business Plan (CWBP) Impact

1. View the [FY23 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

230251

### Service Level Impacts

Ordinance provides funding for provision of fixed route, paratransit and on-demand transit services.

## Other Impacts

1. What will be the potential health impacts to any affected groups?  
Positive potential health impacts are promoted by this legislation for City residents and others in the region as it supports the provision of public transit service in the City, aiding access to health care and providing greater mobility options.
  
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 ordinance provides funding for City transit services.
  
4. Does this legislation create or preserve new housing units?  
No (Press tab after selecting)  
  
The ordinance promotes access to all housing in the City.  
[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)  
  
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)





**File #: 240387**

ORDINANCE NO. 240387

Sponsor: Director of Public Works Department

Authorizing the Director of Public Works to execute \$8,611,041.25 construction contract with J.M. Fahey Construction Company for Street Resurfacing from the Missouri River to 63rd Street; and authorizing the Director of Public Works to increase this contract by up to thirty percent (30%) without further Council approval.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Public Works is hereby authorized to execute a contract with J.M. Fahey Construction Company in the amount of \$8,611,041.25 from previously appropriated funds for Project Number 24-2 – 89008533 – Contract Number CS240020 street resurfacing from the Missouri River to 63rd Street. A copy of the contract is on file on the office of the Director of Public Works:

25-3090-897701-B-89008533	Street Resurfacing	\$8,611,041.25
---------------------------	--------------------	----------------

Section 2. That the Director of Public Works is hereby authorized to amend this contract and to increase the amount of the contract by up to thirty percent (30%) without further Council approval.

Section 3. The Civil Rights and Equal Opportunity Department (CREO), to assure fair representation by socially and economically disadvantaged groups, approved for this project, a ten (10) percent representation by Minority Owned Businesses and a ten (10) percent representation by Women Owned Businesses.  
..end

The City has no financial obligation under both this Ordinance and Contract until the Director of Public Works issues a Purchase Order which shall be signed by the City's Director of Finance certifying there is a balance, otherwise unencumbered, the credit of the appropriation to which the expenditure is to be charged, and a cash balance, otherwise unencumbered, in the treasury, to the credit of the fund from which payment will be made, each sufficient to meet the obligation incurred in the Purchase Order.

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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 #: 240387

Submitted Department/Preparer: Public Works

Revised 11/01/23

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 Public Works to execute \$8,611,041.25 construction contract with J.M. Fahey Construction Company for Street Resurfacing from the Missouri River to 63rd Street; authorizing the Director of Public Works to increase this contract by up to thirty percent (30%) without further Council approval.

### Discussion

Authorizing the Director of Public Works to execute \$8,611,041.25 construction contract with J.M. Fahey Construction Company for Street Resurfacing from the Missouri River to 63rd Street; authorizing the Director of Public Works to increase this contract by up to thirty percent (30%) without further Council approval.

### Fiscal Impact

1. Is this legislation included in the adopted budget?  Yes  No
2. What is the funding source?  
25-3090-897701-B-89008533;Capital Improvements Fund
3. How does the legislation affect the current fiscal year?  
N/A – No 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.
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 [FY23 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

Resolution 210940 - Adopting the Asset Management Master Plan ("Plan") as the policy of the City of Kansas City, Missouri to guide the City in the planning, budgeting, development and management of roadway assets and transportation infrastructure.

## Service Level Impacts

Click or tap here to provide a description of how this ordinance will impact service levels. List any related key performance indicators and impact.

## Other Impacts

1. What will be the potential health impacts to any affected groups?  
This contract utilizes recycled asphalt pavement in the production of the new asphalt that is place on the roads. This reduces the amount of virgin rock and liquid asphalt that is needed to complete the resurfacing.
2. How have those groups been engaged and involved in the development of this ordinance?  
Improves safe driving throughout the neighborhoods reducing losses for property and life.
3. How does this legislation contribute to a sustainable Kansas City?  
Use of recycled asphalt aligns with our Sustainability goals.
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.

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

Date: 8/11/2023  
Form Prepared By: Garrett Ross

Contract/Project Number: CS240020 / 89008966		Project Name: 24-2 (Resurfacing)	
Owning Department: Public Works		Project Manager: Garrett Ross	
Funding:	<input checked="" type="checkbox"/> City	<input type="checkbox"/> State	<input type="checkbox"/> Federal
Project Requirements:	<input checked="" 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 checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	
Davis-Bacon:	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	
Presenting to Council <sup>1</sup> :	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	
Construction Employment Program:	<input checked="" type="checkbox"/> Yes: Workforce employment goals are 10% minority hours & 2% female hours. This project is estimated at over 800 work hours and over \$300,000. <input type="checkbox"/> 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: 10/3/2023
---------------------------------------	--

Contract Type:

<input checked="" 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:			

Description of Contract (Provide Details):  
Resurface Designated Streets - Missouri River to 63rd Street.  
  
Hot recycling, resurfacing, and cold milling certain streets, trafficways, and boulevards designated as contract 24-2, and performing other incidental and related work from the Missouri River to 63rd Street in Kansas City, Missouri.

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?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Waiver being applied?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
According to CREO Annual Goal Manual, the Goals for this project are:		
% MBE	% WBE	% DBE
Electronic Record?	<input type="checkbox"/> Yes	<input type="checkbox"/> No

GSD Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**FOR CIVIL RIGHTS & EQUAL OPPORTUNITY DEPARTMENT (CREO) USE ONLY:**

Reviewed CREO Annual Goal Manual?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A
<input checked="" type="checkbox"/> The following Goals are approved for this Project:			
10 % MBE	10 % WBE	% DBE	
<input type="checkbox"/> No Goals are set for this Project	<input type="checkbox"/> Waiver Approved	<input type="checkbox"/> Waiver Denied	
Reason for Wavier:			
Electronic Record?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	

CREO Signature: Rio Cervantes-Reed Date: 8/28/2023  
FEC50467032E403

 1 Contractor Utilization Plan (CUP) MUST be submitted to CREO prior to being posted on docket for review & approval from Council.  
CREO 01 EEI Contract Goals Request REV. 10-26-2022

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

Yes(Press tab after selecting)

List the three (3) lowest bidders in addition to the selected bidder.

J.M. Fahey Construction Company – Low

Superior Bowen Asphalt Company L.L.C – 2nd Low

Ideker, Inc. – 3rd Low

7. Does this legislation seek to approve a contract resulting from a Request for Proposal/Qualification (RFP/Q)?

No(Press tab after selecting)

## Inter-Departmental Communication

Date: December 12, 2023

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

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

Subject: CUP Summary #: 240387

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**CONTRACTOR:** JM Fahey Construction Co.  
Address: 408 High Grove Rd.  
Grandview, MO 64030  
Contract #: 89008966 – 24-2 – Resurface Designated  
Streets from MO River to 63<sup>rd</sup> St.  
Contract Amount: \$8,611,041.25  
MBE Goal: 10%  
WBE Goal: 10%  
Total MBE Achieved: 10%  
Total WBE Achieved: 10%

### **MBE SUBCONTRACTORS:**

Name: Tenoch Construction, Inc.  
Address: 912 Scott Ave.  
Kansas City, KS 66105  
Scope of Work: 6" Concrete Inlay  
Subcontract Amount: \$48,000  
Ownership: Segura-Ulrich, Sonya  
Structure: Hispanic-American Female Code: 20

### **MBE SUBCONTRACTORS:**

Name: RLS Trucking, Inc.  
Address: 8001 Prospect Ave.  
Kansas City, MO 64132  
Scope of Work: Hauling  
Subcontract Amount: \$382,103  
Ownership: Shaw, Robert  
Structure: African-American Male Code: 15

**MBE SUBCONTRACTORS:**

Name: A. Robinson Trucking, LLC  
Address: 9005 Manning  
Raytown, MO 64138  
Scope of Work: Hauling  
Subcontract Amount: \$494,297  
Ownership: Robinson, Alan  
Structure: African-American Male Code: 15

**WBE SUBCONTRACTORS:**

Name: Leigh & O’Kane, LLC  
Address: 250 NE Mulberry, Suite 201  
Lee’s Summit, MO 64086  
Scope of Work: 3<sup>rd</sup> Party Inspections  
Subcontract Amount: \$312,000  
Ownership: Bush, Amanda  
Structure: Caucasian Female Code: 27

**WBE SUBCONTRACTORS:**

Name: Clymore Trucking Co.  
Address: 530 S. 291 Highway  
Independence, MO 64056  
Scope of Work: Hauling  
Subcontract Amount: \$69,320  
Ownership: Clymore, Debra  
Structure: Caucasian Female Code: 27

**WBE SUBCONTRACTORS:**

Name: Delta Sweeping Co.  
Address: 2001 Guinotte Ave.  
Kansas City, MO 64120  
Scope of Work: Street Sweeping  
Subcontract Amount: \$20,000  
Ownership: Francis, Suzanne  
Structure: Caucasian Female Code: 27

**WBE SUBCONTRACTORS:**

Name: RL Hannah & Sons Trucking, Inc.  
Address: 28110 SW Outer Rd,  
Harrisonville, MO 64701  
Scope of Work: Material Supplier  
Subcontract Amount: \$40,378 (\$67,298 X 60%)\*  
Ownership: Green, Sharon  
Structure: Caucasian Female Code: 27

**WBE SUBCONTRACTORS:**

Name: IBC Traffic, Inc.  
Address: 1213 W. 8<sup>th</sup> St.  
Kansas City, MO 64101  
Scope of Work: Line Painting / Curb Stops / Delineators  
Subcontract Amount: \$417,500  
Ownership: McCombs, Brandy  
Structure: Caucasian Female Code: 27

**Comments:**

\*Note: Material Suppliers are credited at 60% of materials' cost.



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**File #: 240358**

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RESOLUTION NO. 240358

Sponsor: Mayor Quinton Lucas

RESOLUTION - Expressing the City Council's desire that the Kansas City Police Department provide the Council with traffic fatality notifications.

WHEREAS, the City suffered over 100 traffic fatalities last year; and

WHEREAS, the City Council currently receives homicide notifications from the Kansas City Police Department and desires to also receive traffic fatality notifications for the purpose of increasing the visibility of this important public safety concern; NOW, THEREFORE,

BE IT RESOLVED BY THE COUNCIL OF KANSAS CITY:

The City Council expresses its desire that the Kansas City Police Department provide the Council with traffic fatality notifications in the same manner as the Police Department sends homicide notifications to the Council.

..end

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NO DOCKET MEMO  
PROVIDED FOR  
240358



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**File #: 240324**

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ORDINANCE NO. 240324

Sponsor: Councilmember Melissa Robinson

Amending Chapter 3 of the Code of Ordinances of the Kansas City, Missouri, Contracts and Leases, by repealing Section 3-31, Contract Award, and enacting in lieu thereof a new section of like number and subject matter.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 3, Code of Ordinances, entitled “Contracts and Leases,” relating to Contract Award, is hereby amended by repealing Section 3-31, and enacting in lieu thereof a new section of like number and subject matter, to read as follows:

**Sec. 3-31. Contract award.**

(a) *General standard.* Except as otherwise provided in this division 2, all contracts in which bids or proposals were required shall be awarded to the lowest and best bidder or best proposer as determined by the city in the city's sole discretion, after due opportunity for competition.

(b) *Design professional contracts.* A qualification based selection shall be made based upon the statement of qualifications that was required to be submitted and any supplement thereto as requested by the city. The process for making the qualification based selection shall be determined by the estimated dollar value of the design professional contract as follows, provided however that the failure to utilize the applicable process shall not invalidate any public improvement procurement or any contract:

- (1) *Contracts exceeding \$600,000.00.* The city shall convene an architect and engineering selection committee, which committee shall rank the firms from most to least qualified. The committee shall be comprised of at least one member designated by the city manager and two members designated by the director of the contracting department. The mayor may elect to be a member of the committee or may designate a council member to serve on the committee and if the mayor so elects, the director of the contracting department shall designate one less member to the committee.
- (2) *Contracts less than \$600,000.00.* The director of the contracting department shall rank the firms from most to least qualified. If the cost proposal from the highest

ranked firm is an amount that exceeds \$700,000.00, the director shall not recommend award and the director shall convene an architect and engineering selection committee in accordance with Section 3-31(b)(1).

The city shall thereafter negotiate a contract for the project with the firm selected as most qualified. If the city is unable to negotiate a satisfactory contract with the firm selected, negotiations with that firm shall be terminated. The city shall then undertake negotiations with another of the qualified firms selected. If there is no agreement with the second firm, negotiations with such firm shall be terminated. The city shall then undertake negotiations with the third qualified firm. If the city is unable to negotiate a contract with any of the selected firms, the city shall reevaluate the necessary architectural, engineering or land surveying services, including the scope and reasonable fee requirements, and again conduct a qualification based selection process. Notwithstanding the foregoing, nothing herein shall obligate the city to undertake any negotiations if the city shall have determined to terminate the solicitation for any or no reason.

(c) *Design-build contracts.* Contracts shall be awarded as is appropriate to the manner in which the contract was solicited, as follows:

- (1) *Best value.* To the responsible design-build firm whose proposal is evaluated as providing the best value to the city based on any factors and method and formula included in the request for proposals. The city may elect to establish a fixed dollar budget for the project such that all proposers are operating under the same monetary limitations.
- (2) *Qualification-based.* A qualification based selection shall be made based upon the statement of qualifications that was required to be submitted. The process for making the qualification based selection shall be determined by the estimated dollar value of the design-build contract as follows, provided however that the failure to utilize the applicable process shall not invalidate any public improvement procurement or any contract:
  - i. *Contracts exceeding \$6,000,000.00.* The city shall convene an architect and engineering selection committee, which committee shall rank the design-builder from most to least qualified. The committee shall be comprised of one member designated by the city manager and four members designated by the director of the contracting department. The mayor may elect to be a member of the committee or may designate a council member to serve on the committee and if the mayor so elects, the director of the contracting department shall designate one less member to the committee.
  - ii. *Contracts \$6,000,000.00 or less.* The director of the contracting department shall rank the design-builder from most to least qualified. If the cost proposal from the highest ranked firm is an amount that exceeds \$7,000,000.00, the director shall not recommend award and the director

shall convene an architect and engineering selection committee in accordance with Section 3-31(c)(2)(i). The city shall thereafter negotiate a contract for the project with the firm selected as most qualified. If the city is unable to negotiate a satisfactory contract with the firm selected, negotiations with that firm shall be terminated. The city shall then undertake negotiations with another of the qualified firms selected. If there is no agreement with the second firm, negotiations with such firm shall be terminated. The city shall then undertake negotiations with the third qualified firm. If the city is unable to negotiate a contract with any of the selected firms, the city shall reevaluate the scope of the project and again conduct a qualification based selection process. Notwithstanding the foregoing, nothing herein shall obligate the city to undertake any negotiations if the city shall have determined to terminate the solicitation for any or no reason.

- (3) *Two-phase.* The design-builders shall be ranked from most to least qualified in such manner as provided in subsection (c)(2) and a value shall be assigned based upon the rankings. The city shall thereafter evaluate and score any proposal or bid required to be submitted and shall identify the best proposal or the lowest and best bid, as applicable. The city shall thereafter negotiate a contract for the project with the firm selected as having the best proposal or execute a contract for the project with the firm having the lowest and best bid. If the city is unable to negotiate a satisfactory contract or execute a contract, the city shall then proceed to the next best proposal or next lowest and best bid, and such process shall continue in similar fashion unless the city shall have determined to terminate the solicitation.

..end

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Approved as to form:

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James Brady  
Senior Associate City Attorney



# City of Kansas City, Missouri

## Docket Memo

Ordinance/Resolution #: 240324

Submitted Department/Preparer: General Services

Revised 11/01/23

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

Amending Chapter 3 of the Code of Ordinances of the Kansas City, Missouri, Contracts and Leases, by repealing Section 3-31, Contract Award, and enacting in lieu thereof a new section of like number and subject matter.

### Discussion

This ordinance revision changes the requirement for the Architect and Engineering Selection Committee award process for Design Professional Contracts and Design-Build Contracts as follow:

**Design Professional contracts that are estimated to not exceed \$600,000.00:** If the cost proposal from the highest ranked firm is an amount that exceeds \$700,000.00, the director cannot recommend award and the director is required to convene an architect and engineering selection committee in accordance with Section 3-31(b)(1) to reevaluate and re-rank the proposals. Previously, the director was authorized to award contract when the highest rank proposal exceeded the \$600,000.00 estimate.

**Design-Build contracts that are estimated to not exceed \$6,000,000.00:** If the cost proposal from the highest ranked firm is an amount that exceeds \$7,000,000.00, the director cannot recommend award and the director is required to convene an architect and engineering selection committee in accordance with Section 3-31(c)(2)(i) to reevaluate and re-rank the proposals. Previously, the director was authorized to award contract when the highest rank proposal exceeded the \$6,000,000.00 estimate.

### Fiscal Impact

1. Is this legislation included in the adopted budget?  Yes  No

2. What is the funding source?  
N/a
3. How does the legislation affect the current fiscal year?  
N/a
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.  
N/a
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?  
N/a

**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 direct fiscal impact associated with this ordinance

**Citywide Business Plan (CWBP) Impact**

1. View the [FY23 Citywide Business Plan](#)
2. Which CWBP goal is most impacted by this legislation?  
Finance and Governance (Press tab after selecting.)
3. Which objectives are impacted by this legislation (select all that apply):
  - Ensure the resiliency of a responsive, representative, engaged, and transparent City government.
  - Engage in workforce planning including employee recruitment, development, retention, and engagement.
  - Foster a solutions-oriented, welcoming culture for employees and City Partners.

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- 

## Prior Legislation

(Ord. No. 130041, § 6, 3-21-13; Ord. No. [170963](#), § 1, 4-19-18; Ord. No. [190622](#), § 1, 8-1-19)

## Service Level Impacts

Click or tap here to provide a description of how this ordinance will impact service levels. List any related key performance indicators and impact.

## 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.

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)

7. Does this legislation seek to approve a contract resulting from a Request for Proposal/Qualification (RFP/Q)?

No(Press tab after selecting)



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**File #: 240330**

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ORDINANCE NO. 240330

Sponsor: Director of Water Services Department

Authorizing a \$6,045,610.00 construction contract with The Havens Construction Company, Inc., for the I/I Reduction: Northern Basin Project 1 project; authorizing a maximum expenditure of \$6,651,000.00; authorizing a \$759,000.00 design professional services Amendment No. 1 to Contract No. 1584 with George Butler Associates, Inc., for the I/I Reduction: Northern Basin Project 1 project for a total contract amount of \$1,348,000.00; and recognizing this ordinance as having an accelerated effective date.

WHEREAS, City Council passed Ordinance No. 200318 on May 14, 2020, which authorized a \$589,000.00 design professional services Contract No. 1584 with Geroge Butler Associates, Inc., for conceptual, preliminary, and final design of the I/I Reduction: Northern Basin Project 1 project; and

WHEREAS, this proposed ordinance is for authorization of a construction project and design professional services construction phase services Amendment No. 1 for the I/I Reduction: Northern Basin Project 1 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. 1585 in the amount of \$6,045,610.00 with The Havens Construction Company, Inc., for the I/I Reduction: Northern Basin Project 1 project, Project No. 81000719. A copy of the contract is on file in the office of Water Services.

Section 2. That the Director of the Water Services Department is authorized to expend up to maximum of \$6,651,000.00 from Account No. AL-8193-807769-611060-81000719, Overflow Control Program, to satisfy the cost of this contract.

Section 3. That the Director of the Water Services Department is authorized to execute a design professional services Amendment No. 1 to Contract No. 1584 in the amount of \$759,000.00 with George Butler Associates, Inc., for the I/I Reduction: Northern Basin Project 1 project, Project No. 81000719. A copy of the amendment is on file in the office of Water Services.

Section 4. That the Director of the Water Services Department is authorized to expend up to maximum of \$759,000.00 from Account No. 24-8110-807769-611040-81000719, Overflow Control Program, to satisfy the cost of this contract.

Section 5. 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

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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 #: 240330

Submitted Department/Preparer: Water

Revised 11/01/23

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 \$6,045,610.00 construction contract with Havens Construction Company, Inc., for the I/I Reduction: Northern Basin Project 1 project; authorizing a maximum expenditure of \$6,651,000.00; authorizing a \$759,000.00 design professional services Amendment No. 1 to Contract No. 1584 with George Butler Associates, Inc., for the I/I Reduction: Northern Basin Project 1 project for a total contract amount of \$1,348,000.00 and recognizing this ordinance as having an accelerated effective date.

### Discussion

#### Reason for Contract

In 2010, the City of Kansas City, Missouri entered into a Consent Decree with the United States Environmental Protection Agency (EPA) to reduce the volume and frequency of overflows from the City's sewer system. The City's Smart Sewer Program is currently in year 14 of a 30-year implementation period. The purpose of this project is to reduce inflow and infiltration (I/I) flows in the sanitary sewer system. System information was gathered to identify and quantify I/I sources and to develop rehabilitation and I/I source reduction recommendations. Activities will include various sewer rehabilitation methods to reduce I/I and to restore the service life of existing sewers in the project area.

#### Construction Contract Description

The scope of work to be provided under the construction contract includes rehabilitation or replacement of approximately 370 manholes, 29,000 linear feet (LF) of sewer main ranging in diameter from 8-inches to 24-inches, and 470 associated services lateral connections. The total amount of the proposed construction contract is \$6,045,610.00.

The term of this project will be 480 calendar days.

#### Solicitation

I/I Reduction: Northern Basin Project 1 was advertised in accordance with the City's requirements on December 18, 2023, and bids were opened on January 23, 2024, with two (2) bidders responding.

Awardee/Subcontracting Participation

The Havens Construction Company, Inc. submitted the lowest, responsible, and responsive bid of \$6,045,610.00, with subcontracting participation of 10% MBE and 10% WBE.

Other Bidders/Subcontracting Participation

Kissick Construction Company, Inc. was the other bidder on this project. They submitted a bid in the amount of \$6,370,295.00, with subcontracting participation of 10.1% MBE and 10.8% WBE.

Estimated Opinion of Probable Construction Costs

The Engineer’s Opinion of Probable Construction Cost was \$7,900,000.00.

Design Professional Services Contract Amendment Description

City Council passed Ordinance No. 200318 on May 14, 2020, which authorized a \$589,000.00 design professional services contract with George Butler Associates, Inc. for conceptual, preliminary, and final design of the I/I Reduction: Northern Basin Project 1 project.

The proposed \$759,000.00 Amendment No. 1 will provide for construction phase services including project management and administration services, construction office and field support services, and resident project representative services.

**Fiscal Impact**

1. Is this legislation included in the adopted budget?  Yes  No

2. What is the funding source?  
AL-8193-807769-611060-81000719 = \$6,651,000.00  
24-8110-807769-611040-81000719 = \$759,000.00  
Overflow Control Program  
8193- Sewer Revenue Bond Series 2023A Fund  
8110- Sewer Fund

3. How does the legislation affect the current fiscal year?  
Work on this project will begin in the current fiscal year and extend into FY25. Invoices will be submitted by the Contractor and Design Professional on a monthly basis after construction begins.

4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.  
Funds encumbered in the current fiscal year will be disbursed over subsequent fiscal years as construction proceeds. Work on the project is anticipated to be complete within 480 calendar days from when work begins.

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 [FY23 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. 200318 on May 14, 2020, authorizing a \$589,000.00 design professional services Contract Number 1584 with George Butler

Associates, Inc. for conceptual, preliminary, and final design of the I/I Reduction: Northern Basin Project 1 project.

## Service Level Impacts

This inflow and infiltration reduction project will reduce the amount of stormwater and groundwater getting into the City's separate sanitary system by repairing sewer pipe structural defects and help restore sewer conveyance capacity and reduce the occurrence of wet-weather overflows within the City's existing sanitary sewer system, thereby protecting public health and the environment.

## Other Impacts

1. What will be the potential health impacts to any affected groups?  
The project will protect public health and the environment by restoring sewer conveyance capacity, increasing the service life of the existing sewer system, and improving the water quality of the City's waterways.
2. How have those groups been engaged and involved in the development of this ordinance?  
This project area is in a neighborhood that is primarily residential. A public meeting will be held at a suitable location so the construction team (contractor, design professional, and city representative) can meet with the residents to discuss the construction.
3. How does this legislation contribute to a sustainable Kansas City?  
This project helps promote environmental quality, social equity, and economic vitality.
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 Contractor Utilization Plan for the construction project was submitted to CREO KC for review on February 26, 2024, and was approved February 27, 2024 with 10% MBE and 10% WBE participation.

Subcontracting goals on the design professional services project will remain unchanged at 15% MBE and 10% WBE with this amendment.

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

Yes(Press tab after selecting)

List the three (3) lowest bidders in addition to the selected bidder.

Havens Construction Company, Inc. \$6,045,610.00

Kissick Construction Company, Inc. \$6,370,295.00

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: June 28, 2019  
 To: Phillip Yelder, Human Relations Department  
 From: Andy Shively, Office of the City Manager

<b>Project Number</b>	<b>Project Name</b>	
81000917	Sewer Separation: Outfall 054	
<b>Contract ID Number</b>	<b>Estimated Cost: (cost breakdown attached)</b>	<b>Solicitation Date:</b>
1573	\$ 600,000	Dec 2019
<b>Estimated Project Duration:</b>		

Note: Click the box to select

<input checked="" type="checkbox"/> <b>FICB</b> <b>PREVAILING WAGE:</b> <input type="checkbox"/> YES <input type="checkbox"/> NO			
Contract Category:	<input type="checkbox"/> Construction	<input type="checkbox"/> Design-Build	<input type="checkbox"/> Non-Municipal Agency
	<input checked="" 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
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 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:**

Separation of the combined sewer into distinct storm and sanitary sewer systems in the area tributary to Outfall 054.

cc: \_\_\_\_\_

<b>FOR HUMAN RELATIONS 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	15 % MBE    10 % WBE    OR    _____ % DBE
Human Relations Department	_____ Date: 07/15/19

<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	<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.



# MBE/WBE/DBE Contract Goals Request

Date: June 28, 2019  
 To: Phillip Yelder, Human Relations Department  
 From: Andy Shively, Office of the City Manager

<b>Project Number</b>	<b>Project Name</b>	
81000916	Green Infrastructure - Town Fork Creek/63rd St.	
<b>Contract ID Number</b>	<b>Estimated Cost: (cost breakdown attached)</b>	<b>Solicitation Date:</b>
1575	\$ 1,000,000	Mar 2020

**Estimated Project Duration:**

Note: Click the box to select

<input checked="" type="checkbox"/> <b>FICB</b> <b>PREVAILING WAGE:</b> <input type="checkbox"/> YES <input type="checkbox"/> NO			
Contract Category:	<input type="checkbox"/> Construction	<input type="checkbox"/> Design-Build	<input type="checkbox"/> Non-Municipal Agency
	<input checked="" 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
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 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:**

Design for a green infrastructure project in the area of Town Fork Creek and 63rd Street.

cc: \_\_\_\_\_

<b>FOR HUMAN RELATIONS 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	<u>15</u> % MBE <u>10</u> % WBE    OR    _____ % DBE
Human Relations Department	_____ Date: <u>07/15/19</u>

<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	<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.



# MBE/WBE/DBE Contract Goals Request

Date: June 28, 2019  
 To: Phillip Yelder, Human Relations Department  
 From: Andy Shively, Office of the City Manager

<b>Project Number</b> 81000920	<b>Project Name</b> RT-DSS Implementation - OK Creek Gates	
<b>Contract ID Number</b> 1577	<b>Estimated Cost: (cost breakdown attached)</b> \$ 3,500,000	<b>Solicitation Date:</b> Feb 2020

**Estimated Project Duration:**

Note: Click the box to select

<input checked="" type="checkbox"/> <b>FICB</b> <b>PREVAILING WAGE:</b> <input type="checkbox"/> YES <input type="checkbox"/> NO			
Contract Category:	<input type="checkbox"/> Construction	<input type="checkbox"/> Design-Build	<input type="checkbox"/> Non-Municipal Agency
	<input checked="" 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
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 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:**

Real Time Decision Support System for the OK Creek Gate controls

cc: \_\_\_\_\_

<b>FOR HUMAN RELATIONS 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 <u>15</u> % MBE <u>10</u> % WBE OR _____ % DBE	
Human Relations Department	Date: <u>07/15/19</u>

<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	<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.



# MBE/WBE/DBE Contract Goals Request

Date: June 28, 2019  
 To: Phillip Yelder, Human Relations Department  
 From: Andy Shively, Office of the City Manager

<b>Project Number</b> 81000719	<b>Project Name</b> I/I Reduction: Northern Basins Project 1 (Pied Creek)	
<b>Contract ID Number</b> 1584	<b>Estimated Cost: (cost breakdown attached)</b> \$ 500,000	<b>Solicitation Date:</b> Nov 2019

**Estimated Project Duration:**

Note: Click the box to select

FICB    **PREVAILING WAGE:**     YES     NO

**Contract Category:**
 Construction     Design-Build     Non-Municipal Agency  
 Design Professional     Other Goods & Services     Lease  
 Professional Services     Facilities Maintenance/Repair     Tenant (MBE/WBE)  
 Other (Enter Type):     Concession

**Type:**     Original     Amendment No.

**Funding:**     City(MBE/WBE)     Federal (DBE)     State (DBE)  
 Other:     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.     Yes     No

Estimated Cost Breakdown attached - Page 2     List of Required Crafts attached - Page 3

**Description of work:**

Assessment of sewer system condition and repair recommendations in the Northern Basin to reduce inflow and infiltration.

cc: \_\_\_\_\_

**FOR HUMAN RELATIONS DEPARTMENT USE ONLY:**

No Goals are set for this Project; OR  
 The following Goals are approved for this Project    15 % MBE    10 % WBE OR    \_\_\_\_\_ % DBE

Human Relations Department    [Signature]    Date: 07/15/19

**FOR FAIRNESS IN CONSTRUCTION BOARD USE ONLY<sup>2</sup>**

Approved     Disapproved     N/A

\_\_\_\_\_ Date

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

Approved     Disapproved     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.

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

**Date:** 8/24/2023  
**Form Prepared By:** Nicki Chestnut

Contract/Project Number: 1585/81000719	Project Name: I/I Reduction: Northern Basins Project 1 (Pied Creek)
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Owning Department: Water Services Department	Project Manager: Nicki Chestnut
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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: 360	Anticipated Solicitation Date: September 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 project will rehabilitate 28,000 LF of sewer mains ranging from 8-24 inches, 480 service lateral connections, and 370 manholes, in the Pied Creek basin to like-new conditions. Per the Annual MBE/WBE Utilization Plan for FY24 Water and Wastewater Projects submitted by KC Water to CREO on April 1, 2023, M/WBE goals for this project type are 11% MBE and 5% WBE.

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:

10 % MBE	10 % WBE	_____ % DBE
----------	----------	-------------

No Goals are set for this Project  Waiver Approved  Waiver Denied

Reason for Wavier: \_\_\_\_\_

Electronic Record?  Yes  No

CREO Signature: Mark Runge Date: 8/17/2023  
6AFEC964B03641A...



## **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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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.

# Contractor Utilization Plan Approval Form

Prepared J Driskell  
by:

**e-Builder users:** Approval Form must be completed and attached in PDF format where indicated. CUP/LOIs must be attached where indicated, or as supporting documents.

Date: 2/26/24

Contract/Project Number: 81000719 / 1585	Project Name: I/I Reduction: Northern Basin Project 1
Developer/Prime: The Havens Construction Company, Inc.	Contact Name: Justin Bolsenga
Address: 9400 Liberty Dr, Liberty Mo 64068	Email: jbolsenga@havensco.com

**Full Contract Value:**

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>80</u> %	Self-Perform: <u>80</u> %
MBE: <u>10</u> %	MBE: <u>10</u> %
WBE: <u>10</u> %	WBE: <u>10</u> %
Non-certified firms: <u>0</u> %	Non-certified firms: <u>0</u> %

Contract Type (select one):  Construction  Design-Build  Design Professional  Professional Services  
 General Services  Facilities Maintenance/Repair/Renovation  Concessions  Co-operative  
 Revenue Sharing  Non-Municipal Agency  Other Goods & Services  Other \_\_\_\_\_

Project Manager: Nicki Chestnut Email: nchestnut@tb-engr.com  
 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 Contractor Utilization Plan is:**

Approved  Disapproved

10 % MBE 10 % 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: 2/27/2024

**Comments:**



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

Date: 2/26/24

Form Prepared By: Jamie Driskell

Contract/Project Number: 81000729 / 2585	Project Name: I/I Reduction: Northern Basin Project 1
Developer/Prime: The Havens Construction Company, Inc.	Contact Information: Justin Bolsenga 816-781-4769
Final Contract Value: \$6,045,610.00	Project Manager: Nicki Chestnut

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: _____	Ch. 38: _____
RSMo 213: _____	Title VI: _____
MWDBE: _____	Prevailing Wage and Labor Standards: _____
SLBE: _____	RSMo 34 Anti-Discrimination Against Israel: _____

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:**

Nicki Chestnut is the PM. She can be reached at nchestnut@tb-engr.com

**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: 2/27/2024

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.

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## **Civil Rights and Equal Opportunity Department Civil Rights and Wage Assurances**

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## Civil Rights and Equal Opportunity Department Civil Rights and Wage Assurances

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**Inter-Departmental Communication**

Date: February 27, 2024

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

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

Subject: CUP Summary #: 240330

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**CONTRACTOR:** Havens Construction Co., Inc.  
Address: 9400 Liberty Dr.  
Liberty, MO 64068  
Contract #: 1585 / 81000719 – I/I Reduction Northern Basin Project 1  
Contract Amount: \$6,045,610.00  
MBE Goal: 10%  
WBE Goal: 10%  
Total MBE Achieved: 10%  
Total WBE Achieved: 10%

**MBE SUBCONTRACTORS:**  
Name: Global Earthworks & Underground  
Address: 1215 W. 12<sup>th</sup> St., Suite 250  
Kansas City, MO 64101  
Scope of Work: Underground Utilities  
Subcontract Percentage: 10%  
Ownership: Rodriguez, Joe  
Structure: Hispanic-American Male Code: 16

**WBE SUBCONTRACTORS:**  
Name: KC Underground Construction, LLC  
Address: 728 NW 94<sup>th</sup> Terrace  
Kansas City, MO 64155  
Scope of Work: Utility Locates / CCTV / Vacuuming / Manhole Castings Repair & Replace / Chimney Seals  
Subcontract Percentage: 10%  
Ownership: Maring, Danielle  
Structure: Caucasian Female Code: 27

**Comments:**

## Inter-Departmental Communication

Date: April 9, 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 #: 240330

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**CONTRACTOR:** George Butler Associates, Inc.  
Address: 9801 Renner Blvd  
Lenexa, KS 66219  
Contract # 1584 / 81000719 - Inflow & Infiltration (I/I) Reduction - Northern Basin Area 1  
Contract Amount: \$1,348,000.00 (\$759,000 on Amendment 1)  
MBE Goal 15%  
WBE Goal: 10%  
Total MBE Achieved: 15%  
Total WBE Achieved: 10%

### **MBE SUBCONTRACTORS:**

Name: Hg Consult, Inc.  
Address: 7733 N. Wallace Ave.  
Kansas City, MO 64158  
Scope of Work: Engineering Consulting  
Subcontract Percentage: 15%  
Ownership: Harrison, Earl Jr.  
Structure: African-American Male Code 15

### **WBE SUBCONTRACTORS:**

Name: Environmental Advisors & Engineers, Inc.  
Address: 19211 W. 64<sup>th</sup> Terrace  
Shawnee, KS 66215  
Scope of Work: Testing / Design / Construction Phase Services  
Subcontract Percentage: 10%  
Ownership: Biesma, Jill  
Structure: Caucasian Female Code 27

### **Comments:**

Original Contract Amount: \$589,000.00  
Proposed Amendment 1: \$759,000.00  
Proposed Contract Amount: \$1,348,000.00

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

Dollars paid to prime contractor by City to date: \$524,879.76  
Dollars paid to MBE by prime contractor to date: \$91,093.35 for 17% MBE.  
Dollars paid to MBE by prime contractor to date: \$11,728.92 for 2% WBE.

According to the prime contractor, the majority of the WBE's work will be on the Construction Phase Resident Project Representative services. The prime contractor is committed to achieving the WBE (and the MBE goal) goal on the project.

# Contractor Utilization Plan Approval Form

Prepared by: J Driskell

**e-Builder users:** Approval Form must be completed and attached in PDF format where indicated. CUP/LOIs must be attached where indicated, or as supporting documents.

Date: 2/26/24

Contract/Project Number: 81000719 / 1585	Project Name: I/I Reduction: Northern Basin Project 1
Developer/Prime: The Havens Construction Company, Inc.	Contact Name: Justin Bolsenga
Address: 9400 Liberty Dr, Liberty Mo 64068	Email: jbolsenga@havensco.com

**Full Contract Value:**

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>80</u> %	Self-Perform: <u>80</u> %
MBE: <u>10</u> %	MBE: <u>10</u> %
WBE: <u>10</u> %	WBE: <u>10</u> %
Non-certified firms: <u>0</u> %	Non-certified firms: <u>0</u> %

Contract Type (select one):  Construction  Design-Build  Design Professional  Professional Services  
 General Services  Facilities Maintenance/Repair/Renovation  Concessions  Co-operative  
 Revenue Sharing  Non-Municipal Agency  Other Goods & Services  Other \_\_\_\_\_

Project Manager: Nicki Chestnut Email: nchestnut@tb-engr.com  
 Additional Information:

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**FOR CIVIL RIGHTS & EQUAL OPPORTUNITY DEPARTMENT (CREO) USE ONLY:**

**The Contractor Utilization Plan is:**

Approved  Disapproved

10 % MBE 10 % 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: 2/27/2024

**Comments:**



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

Date: 2/26/24

Form Prepared By: Jamie Driskell

Contract/Project Number: 81000729 / 2585	Project Name: I/I Reduction: Northern Basin Project 1
Developer/Prime: The Havens Construction Company, Inc.	Contact Information: Justin Bolsenga 816-781-4769
Final Contract Value: \$6,045,610.00	Project Manager: Nicki Chestnut

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

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Davis-Bacon:  Yes  No

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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:

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:

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Changes Needed:

**Federal Provisions Included:**

Approved  Disapproved  Not Applicable

CREO Signature: Mark Runge Date: 2/27/2024

DocuSigned by:

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**Comments:**

CREO assurances to be attached to contract.



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## Civil Rights and Equal Opportunity Department Civil Rights and Wage Assurances

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## Civil Rights and Equal Opportunity Department Civil Rights and Wage Assurances

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

**Date:** 8/24/2023  
**Form Prepared By:** Nicki Chestnut

Contract/Project Number: 1585/81000719	Project Name: I/I Reduction: Northern Basins Project 1 (Pied Creek)
--	---

Owning Department: Water Services Department	Project Manager: Nicki Chestnut
--	---------------------------------

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: 360	Anticipated Solicitation Date: September 2023
---------------------------------------	---

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 project will rehabilitate 28,000 LF of sewer mains ranging from 8-24 inches, 480 service lateral connections, and 370 manholes, in the Pied Creek basin to like-new conditions. Per the Annual MBE/WBE Utilization Plan for FY24 Water and Wastewater Projects submitted by KC Water to CREO on April 1, 2023, M/WBE goals for this project type are 11% MBE and 5% WBE.

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:

10 % MBE	10 % WBE	_____ % DBE
----------	----------	-------------

No Goals are set for this Project  Waiver Approved  Waiver Denied

Reason for Wavier: \_\_\_\_\_

Electronic Record?  Yes  No

CREO Signature: Mark Runge Date: 8/17/2023  
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## **Civil Rights and Equal Opportunity Department Civil Rights and Wage Assurances**

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## **Civil Rights and Equal Opportunity Department Civil Rights and Wage Assurances**

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