



## Legislation Details (With Text)

<b>File #:</b>	210751	<b>Version:</b>	2	<b>Name:</b>	
<b>Type:</b>	Ordinance	<b>Status:</b>	Passed		
<b>File created:</b>	8/19/2021	<b>In control:</b>	Transportation, Infrastructure and Operations Committee		
<b>On agenda:</b>	9/15/2021	<b>Final action:</b>	9/23/2021		
<b>Title:</b>	Authorizing an amendment to the construction manager at risk (CM@Risk) contract with KC Streetcar Constructors for the Kansas City Streetcar Main Street Extension Project to restructure the scope of the Phase 2 construction services into Phases 2A, advanced work packages, and 2B, construction services under FGMP; authorizing the expenditure up to \$8,084,733.00 for Phase 2A; and recognizing this ordinance as having an accelerated effective date.				

### Sponsors:

### Indexes:

### Code sections:

**Attachments:** 1. 210751 Fact Sheet, 2. 210751 Fiscal Note, 3. Authenticated Ordinance 210751 (sub)

Date	Ver.	Action By	Action	Result
9/23/2021	2	Council	Passed as Substituted	Pass
9/15/2021	1	Transportation, Infrastructure and Operations Committee	Do Pass as Committee Substitute	Pass
8/26/2021	1	Council		

### COMMITTEE SUBSTITUTE FOR ORDINANCE NO. 210751

Authorizing an amendment to the construction manager at risk (CM@Risk) contract with KC Streetcar Constructors for the Kansas City Streetcar Main Street Extension Project to restructure the scope of the Phase 2 construction services into Phases 2A, advanced work packages, and 2B, construction services under FGMP; authorizing the expenditure up to **\$8,084,733.00** for Phase 2A; and recognizing this ordinance as having an accelerated effective date.

WHEREAS, Committee Substitute for Ordinance No. 200165 authorized a construction manager at risk (CM@Risk) contract with KC Streetcar Constructors for Phase 1, preconstruction services for the Kansas City Streetcar Main Street Extension Project and authorized an exercise of option for Phase 2, construction services; and

WHEREAS, the City and the CM@Risk are in agreement to divide phase construction services into two separate phases - Phase 2A and Phase 2B; and

WHEREAS, Phase 2A will consist of advanced work packages to include procurement of rail and special track materials and pressure welding and southern terminus civil work from 49th Street to 51st Street **and Reinforced Concrete Box (RCB) Detention System on Main Street between 36<sup>th</sup> and 37<sup>th</sup> Streets**; and

WHEREAS, in order to maintain a satisfactory project schedule, it is necessary for Phase 2A work to begin prior to the submission of the CM@Risk's final guaranteed maximum price; and

WHEREAS, the remaining work to be performed under construction services in Phase 2B will be included in the CM@Risk's final guaranteed maximum price ("FGMP"); and

WHEREAS, construction materials such the streetcar rail and components needed for track switching must be ordered months in advance to ensure timely delivery to maintain construction schedules; and

WHEREAS, CM@Risk will solicit bids for each of the advanced work packages and materials needed to complete Phase 2A; NOW, THEREFORE,

Section 1. That the Director of Public Works is hereby authorized to execute an amendment to a CM@Risk contract with KC Streetcar Constructors for the Kansas City Streetcar Main Street Extension project to restructure the scope of the Phase 2, Construction Services by accelerating the bid of the [procurement of rail and special track materials and pressure welding and Southern Terminus civil work from 49<sup>th</sup> Street to 51<sup>st</sup> Street and Reinforced Concrete Box \(RCB\) Detention System on Main Street between 36<sup>th</sup> and 37<sup>th</sup> Streets in Phase 2A](#) A, Advanced Work Packages for Project No. 89022014 - Kansas City Streetcar Main Street Extension, in an amount not to exceed \$8,084,733.00 from funds previously appropriated to Accounts No. AL-3445-895990-B-89022014 (\$4,001,134) and AL-3445-898990-B-89022014 (\$4,083,599). A copy of the amendment, in substantial form, is on file in the Public Works Department and is incorporated herein by reference.

Section 2. 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 that section.

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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 and legality:

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Nelson Munoz  
Assistant City Attorney