



Agenda

Transportation, Infrastructure and Operations Committee

Chairperson Kevin O'Neill
Vice Chair Melissa Robinson

Councilmember Eric Bunch

Councilmember Johnathan Duncan

Councilmember Lindsay French

Wednesday, October 11, 2023

9:00 AM

26th Floor, Council Chamber

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

PUBLIC OBSERVANCE OF MEETINGS

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

WATER

Director of Water Services

230878 Sponsor: Director of Water Services Department

Authorizing a \$5,600,000.00 construction contract with Goodwin Bros. Construction Co., for the Buckeye Creek Pump Station Screening and Instrumentation and Controls (I&C); authorizing a maximum expenditure of \$6,160,000.00; authorizing a \$699,037.00 design professional services contract Amendment No. 5 with Black & Veatch Corporation for the Buckeye Creek Pump Station Rehabilitation; and authorizing an extension of the term of Contract No. 1137 for an additional 455 days for a total term of 3,597 days (approximately 9.86 years) for a total contract amount of \$4,407,450.00.

Attachments: [230878 Docket Memo](#)
[1693 Construction CUP Approval](#)
[1693 Construction CUP Submittal Documents](#)
[1693 Approved Construction Goals](#)

Director of Water Services

230891 Sponsor: Director of Water Services Department

Authorizing a Design-Build-Finance-Operate-Maintain (DBFOM) Agreement with Spire Missouri Inc. (Spire), for the Biogas Use Applications Project; estimating annual revenue in the Water Services Department Sewer Fund; and authorizing a contract term of twenty (20) years.

Attachments: [1663 Docket Memo](#)
[1663 Approp & Admin Ordinance Forms](#)
[1663 CREO Approved Goals](#)
[1663 CREO Approved Goals \(1\)](#)
[Ordinance 230891-CUP Summary-1663](#)

AVIATION

Director of Aviation

230879 Sponsor: Director of the Aviation Department

Authorizing a Lease Agreement between the City of Kansas City, Missouri, Aviation Department and Bright Speed of Missouri, LLC at the New Terminal at Kansas City International Airport; and estimating revenue in the amount of \$5,499.79 to the Aviation Fund.

Attachments: [Docket Memo Bright Speed Terminal_092223](#)
[Approp--Admin-Bright Speed Terminal_092223](#)

Director of Aviation

230880 Sponsor: Director of the Aviation Department

Authorizing a Lease Agreement between the City of Kansas City, Missouri, Aviation Department and Bright Speed of Missouri, LLC at 1 International Square at Kansas City International Airport; and estimating revenue in the amount of \$30,635.86 to the Aviation Fund.

Attachments: [Docket Memo Bright Speed Building_092223](#)
[Approp--Admin-Bright Speed Building_092223](#)

Director of Aviation

230881 Sponsor: Director of the Aviation Department

Authorizing a Lease Agreement between the City of Kansas City, Missouri, Aviation Department and Southwestern Bell Telephone Company dba AT&T Missouri at the New Terminal at Kansas City International Airport; and estimating revenue in the amount of \$8,922.83 to the Aviation Fund.

Attachments: [Docket Memo ATT Missouri Terminal_092523](#)
[Approp--Admin-ATT Missouri Terminal_092523](#)

Director of Aviation

230882 Sponsor: Director of the Aviation Department

Authorizing a \$357,303.00 Amendment No. 7 with Wellner Architects, Inc. for Airport Facilities Development at KCI & CBW Downtown Airport for a total contract amount of \$3,157,303.00; and authorizing a maximum expenditure of \$393,033.30.

Attachments: [Docket Memo 0.1.2 \(3\)](#)
[62170486 - Airport Facilities Development - RFM Memo 20200108164821_9450](#)
[Ordinance 230882-Revised CUP Summary-62170486](#)

Director of Aviation

230883 Sponsor: Director of the Aviation Department

Authorizing a \$839,000.00 Amendment No. 7 with Paslay Management Group for the Owner's Representative at KCI Airport; and authorizing a maximum expenditure of \$922,900.00.

Attachments: [Docket Memo 0.1.2 \(2\)](#)

PARKS AND RECREATION

O'Neill

230896 Sponsor: Councilmember Kevin O'Neill

Amending Committee Substitute for Ordinance No. 230501 by repealing Section 1 for the purpose of authorizing the Director of Parks and Recreation to execute a Real Estate Sale Contract, Special Warranty Deed, and related documents to complete the transfer of the Park Property to Tiffany Springs Logistics, LLC and/or Renner 113 Tiffany Springs Logistics SPE, LLC.

Attachments: [NO DOCKET MEMO 230896](#)
[230896Docket Memo](#)

ADDITIONAL BUSINESS

1. Finance staff will present the Five-Year GO Bond Plan and Five-Year Capital Improvements Sales Tax Fund Plan included in the Submitted FY 2025-2029 Citywide Business Plan.
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. 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
- 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

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



Kansas City

414 E. 12th Street
Kansas City, MO
64106

Legislation Text

File #: 230878



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 230878

Submitted Department/Preparer: Water

Revised 8/3/23

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 \$5,600,000.00 construction contract with Goodwin Bros. Construction Co., for the Buckeye Creek Pump Station Screening and Instrumentation and Controls (I&C); authorizing a maximum expenditure of \$6,160,000.00; authorizing a \$699,037.00 design professional services contract Amendment No. 5 with Black & Veatch Corporation, for the Buckeye Creek Pump Station Rehabilitation; authorizing an extension of the term of Contract No. 1137 for an additional 455 days for a total term of 3,597 days (approximately 9.86 years) for a total contract amount of \$4,407,450.00.

Discussion

Project Justification

The Buckeye Creek Pump Station, located at 5201 Birmingham Road, Kansas City, Clay County, Missouri is a facility approximately 50 years old and is in need of rehabilitation. Currently, large grit and debris flows directly in to the pump station, which reduces the service life of the equipment. Additionally, the wet well at the facility is currently a permitted confined space; as a result of this project, the wet well will be enclosed with no entry point, thus removing the potentially hazardous environment for City staff to enter. The electrical switchgear and pump station instrumentation is old and in need of replacement.

The pump station takes gravity flow from Kansas City North (north of the Missouri River), biosolids from the City's northern treatment plants, and flow from the City of North Kansas City.

Design Professional Services Project Description/Executed Contracts + Amendments

City Council passed Ordinance No. 141046 on December 18, 2014 authorizing a \$244,000.00 contract Design Professional Services contract with Black & Veatch Corporation with a maximum obligation of \$1,600,000.00 to provide a condition assessment, evaluation, screening for rehabilitation or replacement alternatives with estimated costs, inspection plan, and limited geotechnical and topographical surveys was performed.

A \$1,019,655.00 Amendment No. 1 was approved on December 21, 2017 under Ordinance No. 141046 for the design phase services of the 36-inch high density polyethylene (HDPE) force main.

City Council passed Ordinance No. 190414 on May 23, 2019 authorizing the construction project and Amendment No. 2 in the amount of \$1,318,858.00 for construction phase services for the Buckeye Creek Force Main project and design phase services for the pump station rehabilitation.

The proposed Amendment No. 3 will include additional construction phase services (CPS) for the force main installation and bar screen design activities.

City Council passed Ordinance No. 210199 on March 25, 2021 authorizing Amendment No. 3 in the amount of \$880,900.00 for additional construction phase services (CPS) for the force main installation and bar screen design activities.

A \$245,000.00 Amendment No. 4 was approved on September 18, 2022 under Ordinance No. 210199 for additional design phase services to provide preliminary, detailed design and bidding phase services for Screening and SCADA Improvements to incorporate a Screening Facility to house the mechanical bar screen, shaftless screw conveyor and loading bay which consists of a 20 cubic yard dumpster.

This proposed \$699,037.00 Amendment No. 5 is for The amendment will primarily provide engineering office and field support services for the screening and SCADA improvements project. Field representative construction phase services will be provided for all work included in the construction contract documents. This amendment will also provide a LiDAR Scan & BIM for the entire pump station. In addition, the contract's term is being increased by 455 days for a total contract term of 3,597 days (approximately 9.86 years).

Design Professional Services Contract Cost Summary

Original Contract:	\$244,000.00
Amendment No. 1:	\$1,019,655.00
Amendment No. 2:	\$1,318,858.00
Amendment No. 3:	\$880,900.00
Amendment No. 4:	\$245,000.00
<u>Proposed Amendment No. 5:</u>	<u>\$699,037.00</u>
Total:	\$4,407,450.00

Construction Project Description

This project includes the construction of screening and instrumentation and controls improvements at the Buckeye Creek Pump Station to install a suspended slab and prefabricated building over the wet well to house a mechanically cleaned bar screen, screwless conveyor and dumpster. Isolation to the screening influent channel is achieved through two new electric-actuated isolation slide gates. Modifications in the dry pit of the existing pump station consists of two manual isolation knife gates with electric - actuated knife gates and a magnetic flow meter on the header pipe.

The amount of the construction contract will be \$5,600,000.00.

The term of this contract is 365 calendar days.

Construction Solicitation

This project was advertised in accordance with the City's requirements. Public bids were opened on August 22, 2023 with 3 bidders responding.

MBE/WBE Goals

CREO KC established goals of 11% MBE and 11% WBE on the construction project on January 4, 2023, as part of the CREO KC Annual Goal Program, which is for the period of June 2022 through June 2023.

The Human Relations Department (now known as CREO KC) established goals of 15% MBE and 10% WBE on this design professional services project on April 29, 2014.

There are Affirmative Action Program requirements in both of these contracts.

Fiscal Impact

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

2. What is the funding source?
AL-8193-807777-611060-81000727 = \$6,160,000.00
24-8110-807777-611040-81000727 = \$699,037.00
Sewer Pump Stations

3. How does the legislation affect the current fiscal year?
This project was included in the 2024 CIP.

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):
 - Enhance the accessible, sustainable and better connected multi-modal transportation system
 - Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth
 - Increase and support local workforce development and minority, women, and locally-owned businesses
 - Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
 -
 -

Prior Legislation

City Council passed Ordinance No. 141046 on December 18, 2014 authorizing a \$244,000.00 contract Design Professional Services contract with Black & Veatch Corporation with a maximum obligation of \$1,600,000.00 to provide a condition assessment, evaluation, screening for rehabilitation or replacement alternatives with estimated costs, inspection plan, and limited geotechnical and topographical surveys was performed.

City Council passed Ordinance No. 190414 on May 23, 2019 authorizing the construction project and Amendment No. 2 in the amount of \$1,318,858.00 for construction phase services for the Buckeye Creek Force Main project and design phase services for the pump station rehabilitation.

The proposed Amendment No. 3 will include additional construction phase services (CPS) for the force main installation and bar screen design activities.

City Council passed Ordinance No. 210199 on March 25, 2021 authorizing Amendment No. 3 in the amount of \$880,900.00 for additional construction phase services (CPS) for the force main installation and bar screen design activities.

Service Level Impacts

This project will increase the service reliability of the Buckeye Creek Pump Station by removing large grit and debris, which will extend the life of the equipment, and by upgrading the instrumentations and controls within the Pump Station.

Other Impacts

1. What will be the potential health impacts to any affected groups?
The wet well at the facility is currently a permitted confined space; as a result of this project, the wet well will be enclosed with no entry point, thus removing the potentially hazardous environment for City staff to enter.
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 project will reduce operating costs by replacing inefficient motors and pumps as well as replace equipment that is not functioning to increase operational efficiencies.
4. Department staff certifies the submission of any applicable Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), Non-Discrimination documents, and Letters of Intent to Subcontract (LOIs) to CREO prior to 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 was submitted to CREO KC for the construction project on September 12, 2023, and was approved on September 21, 2023 with 12% MBE and 12% WBE participation.

Yes. Subcontracting goals on the design professional services project will remain unchanged with this amendment.

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

Yes(Press tab after selecting)

Attach the bid tabulation form.

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

No(Press tab after selecting)

**Civil Rights & Equal Opportunity Department
Economic Equity & Inclusion
Contractor Utilization Plan Approval Form**

Date: 9/12/2023
Form Prepared By: Leona Walton

Contract/Project Number: 1693/81000727	Developer/Prime: Goodwin Bros Construction Co
Project Name: Buckeye Creek Pump Station Screening and I&C Improvement Project	Contact Information: Doug Wachsicht/636-931-6084 ext 107/dougw@goodwinbros.com
Final Contract Value: \$5,600,000.00	Address: 4885 Baumgartner Road, St. Louis, MO 63129

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: ____%	Self-Perform: ____%
MBE: <u>11</u> %	MBE: <u>11.7</u> %
WBE: <u>11</u> %	WBE: <u>11.6</u> %
Non-certified firms: ____%	Non-certified firms: ____%

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:

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

12 % MBE 12 % 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: 9/21/2023

Comments:



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

Date: 9/12/2023
Form Prepared By: Leona Walton

Contract/Project Number: 1693/81000727	Project Name: Buckeye Creek Pump Station Screening and I&C Improvement Project
Developer/Prime: Goodwin Bros Construction Co	Contact Information: Doug Wachsnicht/636-931-6084 ext 107/dougw@goodwinbros.com
Final Contract Value: \$5,600,000.00	Project Manager: Kevin White/816-513-0213/kevin.white@kcmo.org

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: <u>yes</u>	Prevailing Wage and Labor Standards: <u>yes</u>
SLBE: <u>n/a</u>	RSMo 34 Anti-Discrimination Against Israel: <u>yes</u>

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:

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 DocuSigned by: 6AFEC964B03641A... Date: 9/21/2023

Comments: CREO Assurances to be added to the contract.



Civil Rights and Equal Opportunity Department Civil Rights and Wage Assurances

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,

CREO Form 3
Rev. 3.22.2023



Civil Rights and Equal Opportunity Department Civil Rights and Wage Assurances

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

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/REQUEST FOR WAIVER

Project Number _____

Project Title _____

Water Services

(Department Project)

Department _____

(Bidder/Proposer)

STATE OF _____)

) ss

COUNTY OF _____)

I, _____, of lawful age and upon my oath state as follows:

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

| **BIDDER/PROPOSER PARTICIPATION:** _____% MBE _____% WBE

| **POST-BID/POST-RFP ESTIMATED BUDGET:** \$ 5,600,000

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

| Name of M/WBE Firm _____

Address _____

Telephone No. _____

I.R.S. No. _____



Name of M/WBE Firm _____

Address _____

Telephone No. _____

I.R.S. No. _____

Name of M/WBE Firm _____

Address _____

Telephone No. _____

I.R.S. No. _____

Name of M/WBE Firm _____

Address _____

Telephone No. _____

I.R.S. No. _____

Name of M/WBE Firm _____

Address _____

Telephone No. _____

I.R.S. No. _____

Name of M/WBE Firm _____

Address _____

Telephone No. _____

I.R.S. No. _____

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

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

MBE/WBE BREAKDOWN SHEET

MBE FIRMS:

Name of MBE Firm	Supplier/Broker/Contractor	Subcontract Amount*	Weighted Value**	% of Total Contract
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____



TOTAL MBE \$ / TOTAL MBE %: \$ _____ %

WBE FIRMS:

Name of WBE Firm	Supplier/Broker/Contractor	Subcontract Amount*	Weighted Value**	% of Total Contract
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
TOTAL WBE \$ / TOTAL WBE %:		\$ _____		_____ %

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

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

- Bidder/Proposer acknowledges that the monetary amount to be paid each listed M/WBE for their work, and which is approved herein, is an amount corresponding to the percentage of the total contract amount allocable to each listed M/WBE as calculated in the MBE/WBE Breakdown Sheet. Bidder/Proposer further acknowledges that this amount may be higher than the subcontract amount listed therein as change orders and/or amendments changing the total contract amount may correspondingly increase the amount of compensation due an M/WBE for purposes of meeting or exceeding the Bidder/Proposer participation



6. Bidder/Proposer acknowledges that it is responsible for considering the effect that any change orders and/or amendments changing the total contract amount may have on its ability to meet or exceed the Bidder/Proposer participation. Bidder/Proposer further acknowledges that it is responsible for submitting a Request for Modification or Substitution if it will be unable to meet or exceed the Bidder/Proposer participation set forth herein.
7. If Bidder/Proposer has not achieved both the M/WBE goal(s) set for this Project, Bidder/Proposer hereby requests a waiver of the MBE and/or WBE goal(s) that Bidder/Proposer has failed to achieve
8. Bidder/Proposer will present documentation of its good faith efforts, a narrative summary detailing its efforts and the reasons its efforts were unsuccessful when requested by the City.
9. I hereby certify that I am authorized to make this Affidavit on behalf of the Bidder/Proposer named below and who shall abide by the terms set forth herein:

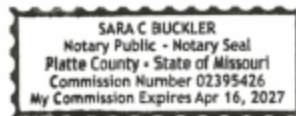
Bidder/Proposer primary contact: _____
 Address: _____

 Phone Number: _____
 Facsimile number: _____
 E-mail Address: _____

By: *Dorey Washenicht*
 Title: _____
 Date: _____
 (Attach corporate seal if applicable)

Subscribed and sworn to before me this _____ day of _____, 20____.

My Commission Expires: _____ *Sara C Buckler*
 Notary Public





LETTER OF INTENT TO SUBCONTRACT

Check one:
Original LOI: <input checked="" type="checkbox"/>
Updated LOI: <input type="checkbox"/>

Project Name/Title Buckeye Creek Pump Station Screening and I&C Improvement Project

Project Location/Number 81000727/1693

PART 1: Prime Contractor Goodwin Bros Construction Co agrees to enter into a contractual agreement with M/W/DBE Subcontractor CJ Industries who will provide the following goods/services in connection with the above-reference contract: [Insert a brief narrative describing goods/services to be provided. Broad Categorizations (e.g., "electrical," "plumbing," etc.) or the listing of NAICS Codes in which M/W/DBE Subcontractor is certified are insufficient and may result in denial of this Letter of Intent to Subcontract.]

Furnish and install equipment

for an estimated amount of \$ 696,000 (or _____ % of the total estimated contract value.)

- M/WBE Vendor type:
- Subcontractor/manufacturer (counts as 100% of contract value towards goals)
 - Supplier (counts as 60% of the total dollar amount paid or to be paid by a prime contractor for supplies or goods towards goals)
 - Broker (counts as 10% of the total dollar amount paid or to be paid by a prime contractor for supplies or goods towards goals)

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

PART 2: This section is to be completed by the M/W/DBE subcontractor listed above. Please attach additional sheets as needed for more than one intended sub-tier contract. **IMPORTANT: Falsification of this document will result in denial and other remedies available under City Code.**

- Select one:
- The M/W/DBE Subcontractor listed above **IS NOT** subcontracting any portions of the above-stated scope of work(s). (Continue to Part 3.)
 - The M/W/DBE Subcontractor listed above **IS** subcontracting certain portions of the above stated scope of work(s) to:

(1) Company name: _____

Full address: _____
Street number and name City, State and Zip Code

Primary contact: _____
Name Phone

a) This subcontractor is (select one): MBE WBE DBE N/A

- i: If this subcontractor is an M/W/DBE certified with the City of Kansas City, Missouri, a separate Letter of Intent must be attached to this document.
- ii. If this subcontractor is NOT a certified M/W/DBE certified with the City of Kansas City, Missouri, the firm must still be listed for reporting purposes but a Letter of Intent is not required.

b) Scope of work to be performed: _____

c) The dollar value of this agreement is: _____



PART 3:

**NOTE: SIGNATURES AND NOTARIZATIONS REQUIRED FOR NEW LETTERS OF INTENT (LOI);
SIGNATURES ONLY FOR UPDATED LOI (ADDING VALUE TO EXISTING CONTRACT).**

PRIME CONTRACTOR BUSINESS NAME: Goodwin Bros Construction Co

Doug Wachs
Signature: Prime Contractor
Vice President
Title

Doug Wachs
Print Name
08/22/2023
Date

State of Missouri)
County of Platte)

I, Sara Buckler, state that the above and foregoing is based on my best knowledge and belief.

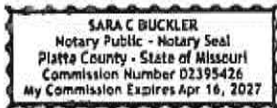
Subscribed and sworn to before me, a notary public, on this 22nd day of August, 202023

Sara C Buckler

My Commission Expires: April 16, 2027

Sara C Buckler
Notary Public

STAMP:



MWD BE SUBCONTRACTOR BUSINESS NAME: CJ Industries

Melinda K. Rocha
Signature: Subcontractor
President
Title

Melinda K. Rocha
Print Name
8-23-23
Date

State of Kansas)
County of Wyandotte)

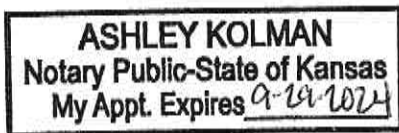
I, Ashley Kolman, state that the above and foregoing is based on my best knowledge and belief.

Subscribed and sworn to before me, a notary public, on this 23 day of Aug, 2023

My Commission Expires: 9-29-2024

Ashley Kolman
Notary Public

STAMP:





LETTER OF INTENT TO SUBCONTRACT

Check one:	
Original LOI:	<input checked="" type="checkbox"/>
Updated LOI:	<input type="checkbox"/>

Project Name/Title Buckeye Creek Pump Station Screening and I&C Improvement Project

Project Location/Number 81000727/1693

PART I: Prime Contractor Goodwin Bros Construction Co agrees to enter into a contractual agreement with M/W/DBE Subcontractor Genesis who will provide the following goods/services in connection with the above-reference contract: [Insert a brief narrative describing goods/services to be provided. Broad Categorizations (e.g., "electrical," "plumbing," etc.) or the listing of NAICS Codes in which M/W/DBE Subcontractor is certified are insufficient and may result in denial of this Letter of Intent to Subcontract.]

Painting

for an estimated amount of \$ 60,000 (or _____ % of the total estimated contract value.)

- M/WBE Vendor type:
- Subcontractor/manufacturer (counts as 100% of contract value towards goals)
 - Supplier (counts as 60% of the total dollar amount paid or to be paid by a prime contractor for supplies or goods towards goals)
 - Broker (counts as 10% of the total dollar amount paid or to be paid by a prime contractor for supplies or goods towards goals)

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

PART 2: This section is to be completed by the M/W/DBE subcontractor listed above. Please attach additional sheets as needed for more than one intended sub-tier contract. **IMPORTANT: Falsification of this document will result in denial and other remedies available under City Code.**

- Select one:
- The M/W/DBE Subcontractor listed above **IS NOT** subcontracting any portions of the above-stated scope of work(s). (Continue to Part 3.)
 - The M/W/DBE Subcontractor listed above **IS** subcontracting certain portions of the above stated scope of work(s) to:

(1) Company name: _____

Full address: _____

Street number and name

City, State and Zip Code

Primary contact: _____

Name

Phone

a) This subcontractor is (select one): MBE WBE DBE N/A

i: If this subcontractor is an M/W/DBE certified with the City of Kansas City, Missouri, a separate Letter of Intent must be attached to this document.

ii. If this subcontractor is NOT a certified M/W/DBE certified with the City of Kansas City, Missouri, the firm must still be listed for reporting purposes but a Letter of Intent is not required.

b) Scope of work to be performed: _____

c) The dollar value of this agreement is: _____



PART 3:

**NOTE: SIGNATURES AND NOTARIZATIONS REQUIRED FOR NEW LETTERS OF INTENT (LOI);
SIGNATURES ONLY FOR UPDATED LOI (ADDING VALUE TO EXISTING CONTRACT).**

PRIME CONTRACTOR BUSINESS NAME: Goodwin Bros Construction Co

Doug Wachsricht
Signature: Prime Contractor
Vice President
Title

Doug Wachsricht
Print Name
08/22/2023
Date

State of Missouri)
County of Platte)

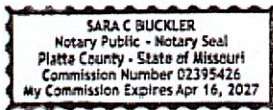
I, Sara Buckler, state that the above and foregoing is based on my best knowledge and belief.

Subscribed and sworn to before me, a notary public, on this 22nd day of August, 202023

Sara C Buckler

My Commission Expires: April 16, 2027 Sara C Buckler
Notary Public

STAMP:



MWDBE SUBCONTRACTOR BUSINESS NAME: Genesis Environmental Solutions, Inc.

Brooke Bias
Signature: Subcontractor
Contract Admin/ PIA
Title

Brooke Bias
Print Name
8/22/23
Date

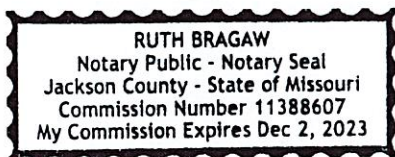
State of Missouri)
County of Jackson)

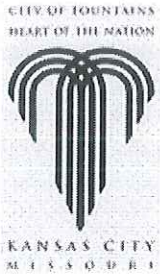
I, Ruth Bragaw, state that the above and foregoing is based on my best knowledge and belief.

Subscribed and sworn to before me, a notary public, on this 22 day of Aug, 2023

My Commission Expires: Dec 2, 2023 Ruth Bragaw
Notary Public

STAMP:





LETTER OF INTENT TO SUBCONTRACT

Check one:
Original LOI: <input checked="" type="checkbox"/>
Updated LOI: <input type="checkbox"/>

Project Name/Title Buckeye Creek Pump Station Screening and I&C Improvement Project

Project Location/Number 81000727/1693

PART I: Prime Contractor Goodwin Bros Construction Co agrees to enter into a contractual agreement with M/W/DBE Subcontractor Max Electric who will provide the following goods/services in connection with the above-reference contract: [Insert a brief narrative describing goods/services to be provided. Broad Categorizations (e.g., "electrical," "plumbing," etc.) or the listing of NAICS Codes in which M/W/DBE Subcontractor is certified are insufficient and may result in denial of this Letter of Intent to Subcontract.]

Electrical

for an estimated amount of \$ 449,000 (or _____ % of the total estimated contract value.)

- M/WBE Vendor type:
- Subcontractor/manufacturer (counts as 100% of contract value towards goals)
 - Supplier (counts as 60% of the total dollar amount paid or to be paid by a prime contractor for supplies or goods towards goals)
 - Broker (counts as 10% of the total dollar amount paid or to be paid by a prime contractor for supplies or goods towards goals)

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

PART 2: This section is to be completed by the M/W/DBE subcontractor listed above. Please attach additional sheets as needed for more than one intended sub-tier contract. **IMPORTANT: Falsification of this document will result in denial and other remedies available under City Code.**

- Select one:
- The M/W/DBE Subcontractor listed above **IS NOT** subcontracting any portions of the above-stated scope of work(s). (Continue to Part 3.)
 - The M/W/DBE Subcontractor listed above **IS** subcontracting certain portions of the above stated scope of work(s) to:

(1) Company name: _____

Full address: _____

Street number and name City, State and Zip Code

Primary contact: _____

Name Phone

a) This subcontractor is (select one): MBE WBE DBE N/A

- i: If this subcontractor is an M/W/DBE certified with the City of Kansas City, Missouri, a separate Letter of Intent must be attached to this document.
- ii. If this subcontractor is NOT a certified M/W/DBE certified with the City of Kansas City, Missouri, the firm must still be listed for reporting purposes but a Letter of Intent is not required.

b) Scope of work to be performed: _____

c) The dollar value of this agreement is: _____



PART 3:

**NOTE: SIGNATURES AND NOTARIZATIONS REQUIRED FOR NEW LETTERS OF INTENT (LOI);
SIGNATURES ONLY FOR UPDATED LOI (ADDING VALUE TO EXISTING CONTRACT).**

PRIME CONTRACTOR BUSINESS NAME: Goodwin Bros Construction Co

Doug Wachsnicht
Signature: Prime Contractor
Vice President
Title

Doug Wachsnicht
Print Name
08/22/2023
Date

State of Missouri)
County of Platte)

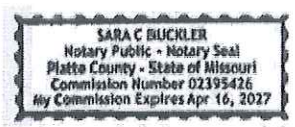
I, Sara Buckler, state that the above and foregoing is based on my best knowledge and belief.

Subscribed and sworn to before me, a notary public, on this 22nd day of August, 2023

Sara C Buckler

My Commission Expires: April 16, 2027 Sara C Buckler
Notary Public

STAMP:



MWDBE SUBCONTRACTOR BUSINESS NAME: Max Electric

[Signature]
Signature: Subcontractor
PRESIDENT
Title

RITA J BASLOCK
Print Name
8/22/2023
Date

State of Missouri)
County of Jackson)

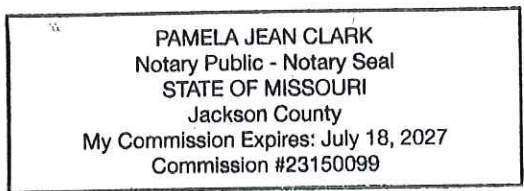
I, *Pamela Jean Clark*, state that the above and foregoing is based on my best knowledge and belief.

Subscribed and sworn to before me, a notary public, on this 22 day of August, 2023

Pamela Jean Clark
Notary Public

My Commission Expires: 7/18/2027

STAMP:





LETTER OF INTENT TO SUBCONTRACT

Check one:

Original LOI:

Updated LOI:

Project Name/Title Buckeye Creek Pump Station Screening and I&C Improvement Project

Project Location/Number 81000727/1693

PART I: Prime Contractor Goodwin Bros Construction Co agrees to enter into a contractual agreement with M/W/DBE Subcontractor Realm Construction, Inc who will provide the following goods/services in connection with the above-reference contract: [Insert a brief narrative describing goods/services to be provided. Broad Categorizations (e.g., "electrical," "plumbing," etc.) or the listing of NAICS Codes in which M/W/DBE Subcontractor is certified are insufficient and may result in denial of this Letter of Intent to Subcontract.]

Misc. Concrete Concrete Paving
237310

for an estimated amount of \$ 102,000 (or _____ % of the total estimated contract value.)

- M/WBE Vendor type:
- Subcontractor/manufacturer (counts as 100% of contract value towards goals)
 - Supplier (counts as 60% of the total dollar amount paid or to be paid by a prime contractor for supplies or goods towards goals)
 - Broker (counts as 10% of the total dollar amount paid or to be paid by a prime contractor for supplies or goods towards goals)

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

PART 2: This section is to be completed by the M/W/DBE subcontractor listed above. Please attach additional sheets as needed for more than one intended sub-tier contract. **IMPORTANT: Falsification of this document will result in denial and other remedies available under City Code.**

- Select one:
- The M/W/DBE Subcontractor listed above **IS NOT** subcontracting any portions of the above-stated scope of work(s). (Continue to Part 3.)
 - The M/W/DBE Subcontractor listed above **IS** subcontracting certain portions of the above stated scope of work(s) to:

(1) Company name: _____

Full address: _____
Street number and name City, State and Zip Code

Primary contact: _____
Name Phone

a) This subcontractor is (select one): MBE WBE DBE N/A

i: If this subcontractor is an M/W/DBE certified with the City of Kansas City, Missouri, a separate Letter of Intent must be attached to this document.

ii. If this subcontractor is NOT a certified M/W/DBE certified with the City of Kansas City, Missouri, the firm must still be listed for reporting purposes but a Letter of Intent is not required.

b) Scope of work to be performed: _____

c) The dollar value of this agreement is: _____

PART 3:

**NOTE: SIGNATURES AND NOTARIZATIONS REQUIRED FOR NEW LETTERS OF INTENT (LOI);
SIGNATURES ONLY FOR UPDATED LOI (ADDING VALUE TO EXISTING CONTRACT).**

PRIME CONTRACTOR BUSINESS NAME: Goodwin Bros Construction Co

Doug Wachsicht
Signature: Prime Contractor
Vice President
Title

Doug Wachsicht
Print Name
08/22/2023
Date

State of Missouri)
County of Platte)

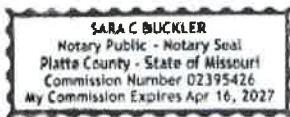
I, Sara Buckler, state that the above and foregoing is based on my best knowledge and belief.

Subscribed and sworn to before me, a notary public, on this 22nd day of August, 2023

Sara C Buckler

My Commission Expires: April 16, 2027 Sara C Buckler
Notary Public

STAMP:



MWD BE SUBCONTRACTOR BUSINESS NAME: Realm

Catherine E Phillips
Signature: Subcontractor
President
Title

Catherine E Phillips
Print Name
8/22/2023
Date

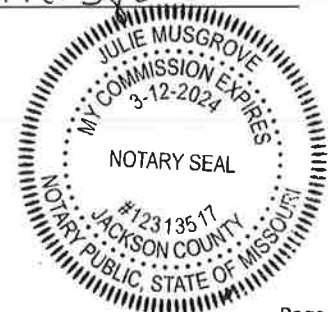
State of MO)
County of Jackson)

I, Cathy Phillips, state that the above and foregoing is based on my best knowledge and belief.

Subscribed and sworn to before me, a notary public, on this 22 day of 8, 2023

My Commission Expires: 3/12/24 Julie Musgrove
Notary Public

STAMP:



AFFIRMATIVE ACTION PROGRAM AFFIDAVIT
(required for any contractor with 50 or more employees and
a contract with the City of Kansas City, Missouri, in excess of \$300,000.00)

STATE OF Missouri)
) ss
COUNTY OF Platte)

On this 22nd day of August, 2023, before me appeared
Doug Wachsnicht, personally known by me or otherwise
proven to be the person whose name is subscribed on this affidavit and who, being duly sworn,
stated as follows:

I am of sound mind, capable of making this affidavit, and personally swear or affirm that
the statements made herein are truthful to the best of my knowledge. I am the
Vice President (title) of Goodwin Bros Construction Co
(business entity) and I am duly authorized, directed or empowered to act with full authority on
behalf of the business entity in making this affidavit.

I hereby swear or affirm that [*enter business entity name*] has an affirmative action
program (the “Program”) in place and will maintain the Program for the duration of its contract
with the City of Kansas City, Missouri (“City”) as required by Chapter 3 of the City’s Code of
Ordinances.

I hereby additionally swear or affirm that attached hereto is a true copy of the Program.

I hereby additionally swear or affirm that the business entity 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 the City’s Code of Ordinances.

I acknowledge that I am signing this affidavit as the free act and deed of the business
entity and that I am not doing so under duress.

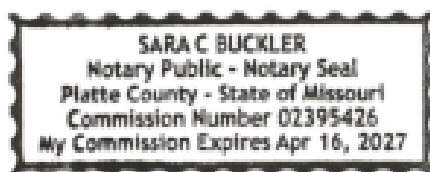

Affiant's signature

Subscribed and sworn to before me this 22nd day of August, 2023.



Notary Public

My Commission expires: April 16, 2027





AFFIDAVIT OF TRAINING PROGRAM

This form must be submitted with 48 hours of Bid Opening

Bidder Goodwin Bros Construction Co

Project Title and Number Buckeye Creek Pump Station Screening and I&C Improvement Project / 81000727

STATE OF MISSOURI)
) ss:
COUNTY OF Platte)

After being duly sworn the person whose name and signature appears below hereby states under penalty of perjury that:

1. I am the duly authorized officer of the business indicated above ("Bidder") and I make this affidavit on behalf of Bidder.
2. Bidder certifies that it presently participates in a training program that facilitates entry into the construction industry and which may include an on-the-job or in-house training program, further described as follows:

(attach additional pages, if necessary)

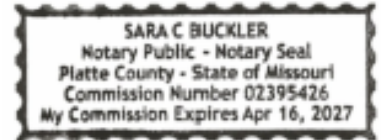
3. If requested by the City, Bidder agrees to provide City further documentation of, or other information about, this training program within 48 hours of the request.
4. Bidder acknowledges that failure to submit this form to the City within 48 hours of the Bid Opening will automatically render its bid non-responsive.

I am authorized to make this Affidavit on behalf of the Bidder named below as:

Vice President of Goodwin Bros Construction Co
(Title) (Name of Bidder)

Dated: 8/22/2023 By: [Signature]
(Affiant)

Subscribed and sworn to before me this 22nd day of August, 2023.



My Commission Expires: April 16, 2023 [Signature]
Notary Public



**City of Kansas City, Missouri
Civil Rights & Equal Opportunity Department
Construction Contractor Employee Identification Report**

Company Name: Goodwin Bros Construction Co
 Company Address: 4885 Baumgartner Rd
 Company City, State, Zip: St Louis, MO 63129

Prime's Name: _____
 KCMO Project Name: Buckeye Creek Pump Station Screening and I&C Improvement Project
 KCMO Project Number: 81000727

Name of Person Completing Report: Sara Buckler
 Phone Number: 816-529-3490
 Email: sbuckler@goodwinbros.com

Today's Date: 8/22/2023
 City Department: _____

Instructions:

- 1) Each applicable Prime Contractors **must complete this form for its company within 48 hours of bid opening**
- 2) The Civil Rights & Equal Opportunity Department strongly recommends usage of the electronic version of this form. This form may be obtained by visiting www.kcmo.gov website. The website is enabled with a "search" function on the Home page on the right corner. Select the magnifying glass and type in the search field "Contract Central". Select the first result, then click on the link to Standard City Contract Forms. Scroll down to Construction Contractor Employee Identification Report and click the link to open this document. Complete the fields in the Employee section; the Official Use Only section will automatically populate. NOTE: This form can be printed and attached to other required Bid documents.
- 3) All subcontractors shall be required to complete this form and submit to the Prime Contractor. For each subcontractor, the Prime must submit this form to City at least at least (10) days prior to the date the subcontractor shall commence work under a city construction contract.
- 4) Complete this form if you are the Prime contractor on a City construction project estimated over **\$300,000 & over 800 man hours**.
- 5) Complete this form with data from your **current construction workforce** (no office personnel).
- 6) Prime contractor is responsible to ensure subcontractor completes this form as required in #3 above.

Official Use Only											
Females	KCMO Resident		Males	KCMO Resident		Foreman/Supervisor	Journeyman	Apprentice	Operating Engineer	Journeyman	Apprentice
African American	0	0	African American	0	0	Asbestos Worker	0	0	Painter	0	0
Asian/Pacific Islander American	0	0	Asian/Pacific Islander American	0	0	Boilermaker	0	0	Pipe Fitter/Plumber	0	0
Caucasian American	0	0	Caucasian American	0	0	Bricklayer	0	0	Plasterer	0	0
Hispanic/Latino American	0	0	Hispanic/Latino American	0	0	Carpenter	0	0	Roofer	0	0
Native American	0	0	Native American	0	0	Cement Mason	0	0	Sheet Metal	0	0
Other	0	0	Other	0	0	Electrician	0	0	Sprinkler Fitter	0	0
	0	0		0	0	Elevator Constructor	0	0	Truck Driver	0	0
			Number of KCMO Residents	0		Glazier	0	0	Welder	0	0
			Number of Journeyman	0		Iron Worker	0	0	Other	0	--
			Number of Apprentice	0		Laborer	0	0		0	0
							0	0			

Company Name: Goodwin Bros Construction Co KCMO Project Name: Buckeye Creek Pump Station KCMO Project Number: 81000727

	Name		Job Title (use drop down menu)	Address	City	State	Zip Code	KCMO Resident	Gender	Ethnicity
	Last	First								
1	Onka	Kevin	Operator Foreman	405 N Forest Ave, Apt 6011	Liberty	MO	64068		Male	Caucasion
2	Snyder	Billy	Operator	22419 S Cedar Rd	Pleasant Hill	MO	64080		Male	Caucasion
3	Francy	David	Operator	801 Clay St	Pleasant Hill	MO	64080		Male	Caucasion
4	Katzenmeier	Jesse	Operator	23115 Ross Rd	Weston	MO	64098		Male	Caucasion
5	Bradley	Philip	Operator	1016 SE Claremont St	Lee's Summit	MO	64081		Male	Caucasion
6	Jackson	Major	Operator Apprentice	7450 Oakland Ave	Kansas City	KS	66112		Male	African American
7	Aguero	Candelario	Operator	104 W Prairie St	Olathe	KS	66061		Male	Hispanic
8	Nelson	Matthew	Carpenter Apprentice	3005 Maplewood Dr	Wood Heights	MO	64024		Male	Caucasion
9	Koch	Alexander	Laborer Foreman	605 SW 1601	Montrose	MO	64770		Male	Caucasion
10	Cline	Randy	Laborer Foreman	703 SE State Route V	Polo	MO	64671		Male	Caucasion
11	Reed	Zackery	Laborer Apprentice	755 S Main St	Warrensburg	MO	64093		Male	Caucasion
12	Elliott	Timothy	Laborer	606 Cedar Dr	Raymore	MO	64083		Male	Caucasion
13	Martin	Brian	Laborer	407 S State Rte 7	Pleasant Hill	MO	64080		Male	Caucasion



	Name		Job Title <i>(use drop down menu)</i>	Address	City	State	Zip Code	KCMO Resident	Gender	Ethnicity
	Last	First								
14	Stapleton	Christopher	Laborer	306 N Institute St	Richmond	MO	64085		Male	Caucasian
15	Erhart	Christopher	Laborer Apprentice	121 SE 2nd St	Blue Springs	MO	64014		Male	Caucasian
16	Trimble	Patrick	Laborer	1216 N Vista Dr	Independence	MO	64056		Male	Caucasian
17	Trimble	Jesse	Laborer	517 N Osage St	Independence	MO	64050		Male	Caucasian
18	Micke	Terrell	Laborer Apprentice	226 N Main St	Clinton	MO	64735		Male	Caucasian
19	New	Brandon	Carpenter	19400 Hwy 41	Blackwater	MO	65322		Male	Caucasian
20	Nicoli	Stephan	Carpenter Foreman	1513 SW 6th St	Blue Springs	MO	64014		Male	Caucasian
21	Logan	Trevor	Carpenter Foreman	260 SE Zackwheat Dr	Polo	MO	64671		Male	Caucasian
22	Allsup	Robert	Carpenter Apprentice	916 SW Southgate Ct	Blue Springs	MO	64015		Male	Caucasian
23	Koehn	Joshua	Carpenter	25705 S Yoder Rd	Harrisonville	MO	64701		Male	Caucasian
24	Micke	Michael	Carpenter Foreman	1074 NE 400	Calhoun	MO	65323		Male	Caucasian
25	Miles	Jonathan	Carpenter Apprentice	108 W 7th St	Urich	MO	64788		Male	Caucasian
26	Peugh	Carson	Carpenter	107 Oak Ave	Bonner Springs	MO	66012		Male	Caucasian
27	Comstock	Zachary	Carpenter Apprentice	1004 W Linden Ave	Independence	MO	64052		Male	Caucasian
28	Venegas	Carlos	Carpenter	18402 E 5th Ct N	Independence	MO	64056		Male	Hispanic
29										
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EMPLOYEE ELIGIBILITY VERIFICATION AFFIDAVIT

(Required for any contract with the City of Kansas City, Missouri in excess of \$5,000.00)

STATE OF Missouri)
) ss
COUNTY OF Platte)

On this 22nd day of August, 2023, before me appeared Doug Wachsnicht, personally known by me or otherwise proven to be the person whose name is subscribed on this affidavit and who, being duly sworn, stated as follows:

I am of sound mind, capable of making this affidavit, and personally swear or affirm that the statements made herein are truthful to the best of my knowledge. I am the Vice President (title) of Goodwin Bros Construction Co (business entity) and I am duly authorized, directed or empowered to act with full authority on behalf of the business entity in making this affidavit.

I hereby swear or affirm that the business entity does not knowingly employ any person in connection with the contracted services who does not have the legal right or authorization under federal law to work in the United States as defined in 8 U.S.C. § 1324a(h)(3).

I hereby additionally swear or affirm that the business entity is enrolled in an electronic verification of work program operated by the United States Department of Homeland Security (E-Verify) or an equivalent federal work authorization program operated by the United States Department of Homeland Security to verify information of newly hired employees, under the Immigration Reform and Control Act of 1986, and that the business entity will participate in said program with respect to any person hired by the business entity to perform any work in connection with the contracted services. I have attached hereto documentation sufficient to establish the business entity’s enrollment and participation in the required electronic verification of work program.

I am aware and recognize that unless certain contractual requirements are satisfied and affidavits obtained as provided in Section 285.530, RSMo, the business entity may face liability for violations committed by its subcontractors, notwithstanding the fact that the business entity may itself be compliant.

I acknowledge that I am signing this affidavit as the free act and deed of the business entity and that I am not doing so under duress.

Dorey Wachsmeier
Affiant's signature

Subscribed and sworn to before me this 22nd day of August, 2023.

Sara C Buckler
Notary Public

My Commission expires: April 16, 2027



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

**Date: 12/30/2022
Form Prepared By: Kevin White**

Contract/Project Number: 81000727/1693	Project Name: Buckeye Creek Screening and I&C Improvements Project
--	--

Owning Department: Water Services - Facilities Engineering	Project Manager: Kevin White
--	------------------------------

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 Council¹: 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: April 1, 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):

The Work included in this project, includes modifications to the pump station for installation of the flow meter, instrumentation and control upgrades and modifications to the pump station and wet well for a screening facility on the west side of the existing Pump Station. The work described includes, but is not necessarily limited to, the following major tasks:

- Demolishing and restoring the site as indicated on the Drawings.

Pursuant to RSMo. Section 610.021(11) & (12) documents related to bids will not be made available until bids are completed.

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:

_____ 11 _____ % MBE	_____ 11 _____ % WBE	_____ % DBE
----------------------	----------------------	-------------

Electronic Record? Yes No

GSD Signature: Darrell Everette Date: 1/4/2023

8D98B9CAF78542A...

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:

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

No Goals are set for this Project Waiver Approved Waiver Denied

Reason for Wavier:

Electronic Record? Yes No

CREO Signature: _____ Date: _____





File #: 230891

ORDINANCE NO. 230891

Sponsor: Director of Water Services Department

Authorizing a Design-Build-Finance-Operate-Maintain (DBFOM) Agreement with Spire Missouri Inc. (Spire), for the Biogas Use Applications Project; estimating annual revenue in the Water Services Department Sewer Fund; and authorizing a contract term of twenty (20) years.

WHEREAS, the Water Services Department has been directed to seek out alternative funding sources; and

WHEREAS, the City has approved a climate mitigation plan; and

WHEREAS, typical DBFOM contracts have terms of 20 years to allow developers to recoup their invested capital; and

WHEREAS, Spire has guaranteed the payment of 23% of their gross revenues over the term of the Agreement; 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. 1663 with Spire Missouri Inc., for the Biogas Use Applications Project for a term of twenty (20) years under Project No. 81000992. A copy of the contract is on file in the office of Water Services.

Section 2. That the revenue in the following account of Sewer Fund is hereby estimated in the following amount:

24-8110-8000000-467400	Water Services Department - Sewer Fund	\$930,000.00
------------------------	---	--------------

..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.

Tammy L. Queen
Director of Finance

Approved as to form:

Mark P. Jones
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo 230891

Ordinance/Resolution #: TMP-3625

Submitted Department/Preparer: Water

Revised 8/3/23

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 Design-Build-Finance-Operate-Maintain (DBFOM) Agreement with Spire Missouri Inc. (Spire), for the Biogas Use Applications Project; estimating annual revenue in the Water Services Department Sewer Fund; and authorizing a contract term of twenty (20) years.

Discussion

Project Justification

The Biogas Use Applications Project consists of services for the design, construction, commissioning, and operation of a system that will accept all of the stored biogas from the Blue River Wastewater Treatment Plant anaerobic digesters (Biosolids Project), treat or condition the biogas, and then inject the biogas into an existing natural gas pipeline off-site. This contract will also be responsible for the long-term (20 years) operation and maintenance of the biogas facility and infrastructure delivered as part of this Biogas Project.

To support City Council Resolution No. 20005 and to create a stable and safe work environment while managing the treatment of biogas, KC Water solicited a biogas beneficial use project (Biogas Project) to be constructed, anticipated to begin production in 2025. Biogas produced from the digestion process is a clean, renewable energy source that can be used (but not limited to) heating applications, electricity generation, and automotive fuel. Additionally, capturing digester gas and cleaning the biogas to create renewable natural gas (RNG) reduces the on-site greenhouse gas emissions relative to combusting the gas. By removing the impurities from the biogas, utilities can replace traditionally sourced natural gas with RNG which has a broad range of potential end-uses, allowing KC Water to meet key sustainability goals and protect City's financial resources by utilizing revenues generated from the biogas to offset KC Water capital costs.

Project Description

KC Water is delivering the Biosolids Project which will replace and rehabilitate aging infrastructure and incorporate improvements to address the region's future capacity needs while providing the flexibility needed to meet future regulatory requirements through 2035. The Biosolids Project achieves this by upgrading the solids handling facility with a thermal hydrolysis process (THP) and significant improvements to the anaerobic digesters and other systems as needed to support process operations and THP. The new THP facility will produce 72 average

dry tons and 94 max month dry tons per day of Class A biosolids, eliminating the need to incinerate or landfill sludge.

A by-product of the sludge digestion process is biogas, which is a renewable energy source that may be used for (but not limited to) heating applications, electricity generation, and automotive fuel. Instead of venting, flaring off or combusting the by-product, this can be converted to renewable natural gas reducing on-site greenhouse gas emissions. This conversion is done by removing biogas impurities. This offsets natural gas sourced from traditional methods and furthers KC Water's key sustainability goals.

The Project consists of services for the design, construction, financing, commissioning, and acceptance of a system that will accept all generated biogas from the Blue River Wastewater Treatment Plant anaerobic digesters, treat or condition as deemed necessary for the project, and provide all operations and maintenance, and management services for the Project in accordance with the DBFOM Agreement.

With the DBFOM delivery approach, the preferred proposer is responsible for financing the project, with no City funds being encumbered. The term of the DBFOM Agreement is 20 years.

Solicitation/Selection

This project was advertised in accordance with the City's requirements.

On October 20, 2022, KC Water issued a Request for Proposals (RFP) for shortlisted proposers to provide Technical and Financial Proposals to identify the preferred technical approach(es) with the greatest financial benefits through the implementation of a Biogas Use Applications Project (Project) at the Blue River Wastewater Treatment Plant, located at 7300 Hawthorne Road, Kansas City, MO 64120.

This Project will be delivered using a Design-Build-Finance-Operate-Maintain (DBFOM) delivery approach. The selection utilized a a two-step selection process. Proposers were previously shortlisted to three (3) from the submittal and review of each Proposer's Statement of Qualifications (SOQ).

The City-Wide Selection Committee met on May 22, 2023 to review and score the Technical Proposals received.

The public bid opening was held on May 30, 2023 at 2:00 PM CST. The highest Revenue Sharing Factor was awarded 100 points. For the other financial proposal, points were awarded based on the financial score formula provided in the RFP.

Scoring

Proposals were scored per Section 5 of the RFP. Proposers submitted a completed proposal on March 10, 2023 composed of two parts:

- (1) Technical Proposal (100 points max)
- (2) Financial Proposal (100 points max, normalized)

Technical Proposal

The City-Wide Selection Committee evaluated and ranked the responsive proposals by applying a weighted evaluation criteria set forth in the RFP for the Technical Proposal. The maximum total number of points available for the Technical Proposal was 100.

Missouri Spire Inc. was selected for this project as the Preferred Proposer with the highest total for Technical and Financial Proposals with a guaranteed gross revenue share from gas sales of 23%, with subcontracting participation of 22.95% MBE and 4.97% WBE for the design and construction of this project.

Other Bidders/Subcontracting Participation

Other proposals/bids received with proposed subcontracting participation is as follows:

- Anaergia Technology, LLC / 15% / 11% MBE & 11% WBE participation
- NextEra Energy – they were shortlisted during the qualification phase; however, they withdrew from the proposal phase prior to the proposal submittal date.

Estimated Project Cost

The estimated opinion of probable construction costs for this project is \$19,869,400.00. Spire Missouri Inc. is financing the entire project. Spire will be supplying 23% of gross revenue from gas sales to the City.

MBE/WBE Goals

CREO KC established goals of 11% MBE and 11% WBE on this project on April 11, 2022, which pre-dated the CREO KC Annual Goal Program, which is for a period of June 2022 through June 2023.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
N/A – no City funding is required
3. How does the legislation affect the current fiscal year?
It is anticipated that revenues from the project will begin in 2025.
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
Yes. It is anticipated that this project will generate revenues to the City between \$930,000.00 and \$1,100,000.00 annually over the 20 year term of the Agreement.
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?

Yes. It is anticipated that this project will generate revenues to the City between \$930,000.00 and \$1,100,000.00 annually over the 20 year term of the Agreement.

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):
 - Enhance the accessible, sustainable and better connected multi-modal transportation system
 - Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth
 - Increase and support local workforce development and minority, women, and locally-owned businesses
 - Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
 -
 -

Prior Legislation

City Council passed Ordinance No. 200954 on November 12, 2020 for funding and authorization of a design-build contract, design professional services amendment, and two professional, specialized or technical services contracts for the Blue River WWTP Biosolids Facility project.

Service Level Impacts

This project will allow for a value added product to be produced from a waste product generated from providing sewer service.

Other Impacts

1. What will be the potential health impacts to any affected groups?
By capturing digester gas and cleaning the biogas already being generated by the current processes to create renewable natural gas (RNG), this project reduces the on-site greenhouse gas emissions relative to combusting the gas.
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?
Biogas produced from the sludge digestion process is a clean, renewable energy source that can be used (but not limited to) heating applications, electricity generation, and automotive fuel. By removing the impurities from the biogas, utilities can replace traditionally sourced natural gas with RNG which has a broad range of potential end-uses, allowing KC Water to meet key sustainability goals.
4. Department staff certifies the submission of any applicable Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), Non-Discrimination documents, and Letters of Intent to Subcontract (LOIs) to CREO prior to 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 was submitted to CREO KC for review on June 15, 2023, and was approved on July 7, 2023 with 23% MBE and 5% WBE participation.

The Biogas Project consists of services for the design, construction, commissioning, and operation of a system that will accept all of the stored biogas from the Blue River WWTP anaerobic digesters (Biosolids Project), treat or condition the biogas, and then inject the biogas in to an existing natural gas pipeline off-site. This contract will also be responsible for the long-term (20 years) operation and maintenance of the biogas facility and infrastructure delivered as part of this Biogas Project. This is a DBFOM contract where the Contractor is financing the entirety of the project. The design and construction cost is expected to be \$19,869,400.00, which is what the goals apply to. The Contractor is required to make good faith efforts during the operation and maintenance phase of the project. The expected cost over the duration of the Agreement is \$40,511,955.00.

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

Yes(Press tab after selecting)

Attach the bid tabulation form.

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

No(Press tab after selecting)



REQUEST FOR SUPPLEMENTAL REVENUE
CITY OF KANSAS CITY, MISSOURI

DEPARTMENT: Water Services Department

BUSINESS UNIT: KCMBU DATE: 9/28/2023 JOURNAL ID: _____

LEDGER GROUP: _____ REVENUE

<u>YEAR</u>	<u>FUND</u>	<u>DEPT ID</u>	<u>ACCOUNT</u>	<u>PROJECT</u>	<u>AMOUNT</u>
<u>24</u>	<u>8110</u>	<u>800000</u>	<u>467400</u>	_____	<u>\$930,000.00</u>
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
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_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

TOTAL 930,000.00

DESCRIPTION:

APPROVED BY: _____ DATE _____ APPROVED BY: DEPARTMENT HEAD _____ DATE _____



MBE/WBE/DBE Contract Goals Request

Date: March 28, 2022
 To: Andrea Dorch; Director, Civil Rights & Equal Opportunity Department
 From: Kevin White, P.E., Project Manager, KC Water

Project Number 81000992	Project Name Blue River Biogas Use Applications Project
Contract ID Number 1663	Solicitation Date: 4/1/2023 (RFQ)
Estimated Project Duration: 20 Years (Construction 2 years, Operate and Maintain 18 years)	Presenting to Council Date: 2023 Concession Contract

Note: Click the box to select

Prevailing Wage	<input checked="" 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 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 checked="" type="checkbox"/> Other (Enter Type): Design-Build-Operate-Maintain		<input checked="" 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 checked="" 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 checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<input checked="" type="checkbox"/> Estimated Cost Breakdown attached - Page 2			<input checked="" type="checkbox"/> List of Required Crafts attached - Page 3

Description of work (Provide details):

The Biogas Project consists of services for the design, construction, commissioning, and operation of a system that will accept all of the stored biogas from the Blue River WWTP anaerobic digesters (Biosolids Project), treat or condition the biogas, and then inject the biogas in to an existing natural gas pipeline off-site. This contract will also be responsible for the long-term (20 years) operation and maintenance of the biogas facility and infrastructure delivered as part of this Biogas Project.

To support City Council Resolution 20005 and to create a stable and safe work environment while managing the treatment of biogas, KC Water is soliciting a biogas beneficial use project (Biogas Project) to be delivered at the same time as the Biosolids Project anticipated to be in 2024. Biogas produced from the digestion process is a clean, renewable energy source that can be used (but not limited to) heating applications, electricity generation, and automotive fuel. Additionally, capturing digester gas and cleaning the biogas to create renewable natural gas (RNG) reduces the on-site greenhouse gas emissions relative to combusting the gas. By removing the impurities from the biogas, utilities can replace traditionally sourced natural gas with RNG which has a broad range of potential end-uses, allowing KC Water to meet key sustainability goals and protect City's financial resources by utilizing revenues generated from the biogas to offset KC Water capital costs.

Project Manager: Kevin White

FOR CIVIL RIGHTS & EQUAL OPPORTUNITY DEPARTMENT USE ONLY:	
<input type="checkbox"/> No Goals are set for this Project; OR	
<input checked="" type="checkbox"/> The following Goals are approved for this Project	11 % MBE 11 % WBE OR _____ % DBE
Civil Rights & Equal Opportunity Department	DocuSigned by: <u>[Signature]</u> Date: 4/11/2022

NOTE: Goals are based on availability analysis only. No historical data exists for this type of project. Market data available to the public will be determined upon the submission of Contractor Utilization Plan.



MBE/WBE/DBE Contract Goals Request

Date: March 28, 2022
 To: Andrea Dorch; Director, Civil Rights & Equal Opportunity Department
 From: Kevin White, P.E., Project Manager, KC Water

Project Number 81000992	Project Name Blue River Biogas Use Applications Project
Contract ID Number 1663	Solicitation Date: 4/1/2023 (RFQ)
Estimated Project Duration: 20 Years (Construction 2 years, Operate and Maintain 18 years)	Presenting to Council Date: 2023 Concession Contract

Note: Click the box to select

Prevailing Wage	<input checked="" 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 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 checked="" type="checkbox"/> Other (Enter Type): Design-Build-Operate-Maintain		<input checked="" 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 checked="" 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 checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<input checked="" type="checkbox"/> Estimated Cost Breakdown attached - Page 2			<input checked="" type="checkbox"/> List of Required Crafts attached - Page 3

Description of work (Provide details):

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Project Manager: Kevin White

FOR CIVIL RIGHTS & EQUAL OPPORTUNITY DEPARTMENT USE ONLY:	
<input type="checkbox"/> No Goals are set for this Project; OR	
<input checked="" type="checkbox"/> The following Goals are approved for this Project	11 % MBE 11 % WBE OR _____ % DBE
Civil Rights & Equal Opportunity Department	DocuSigned by: <u>[Signature]</u> Date: 4/11/2022

NOTE: Goals are based on availability analysis only. No historical data exists for this type of project. Market data available to the public will be determined upon the submission of Contractor Utilization Plan.

Inter-Departmental Communication

Date: July 7, 2023

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

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

Subject: CUP Summary #: 230891

CONTRACTOR: Spire Missouri, Inc.
Address: 7500 E. 35th Terrace
Kansas City, MO 64129
Contract #: 1663 / 81000992 – Blue River Biogas Use Applications Project -Design-Build-Finance-Operate-Maintain
Contract Amount: \$19,869,400.00*
MBE Goal: 11%
WBE Goal: 11%
Total MBE Achieved: 23%
Total WBE Achieved: 5%

MBE SUBCONTRACTORS:

Name: Alexander Mechanical, Inc.
Address: 10801 N. Pomona Ave.
Kansas City, MO 64153
Scope of Work: Process Piping / Mechanical Equipment
Subcontract Amount: \$2,415,275**
Ownership: Alexander, William
Structure: African-American Male Code: 15

MBE SUBCONTRACTORS:

Name: Compass Roofing, LLC
Address: 9300 NW 63rd St., Suite 5
Parkville, MO 64152
Scope of Work: Roofing
Subcontract Amount: \$136,411
Ownership: Arias, L. Allen
Structure: Hiispanic-American Male Code: 16

MBE SUBCONTRACTORS:

Name: Whatever It Takes Electrical Contractors, LLC
Address: 9709 E. 56th St.
Raytown, MO 64133
Scope of Work: Electrical
Subcontract Amount: \$1,875,550
Ownership: Rolls, John
Structure: African-American Male Code: 15

MBE SUBCONTRACTORS:

Name: Genesis Environmental Solutions, Inc.
Address: 8422 S. 7 Highway
Blue Springs, MO 64014
Scope of Work: Painting / Coatings
Subcontract Amount: \$49,875
Ownership: Thomas, M. Shaun
Structure: Native American Male Code: 17

MBE SUBCONTRACTORS:

Name: Hodnett Photographics, LLC
Address: 7209 Eby Dr., #302
Merriam, KS 66205
Scope of Work: Photography / Video
Subcontract Amount: \$27,075
Ownership: Hodnett, Robert
Structure: African-American Male Code: 15

WBE SUBCONTRACTORS:

Name: IBC Carpentry, LLC
Address: 1213 W. 8th St.
Kansas City, MO 64101
Scope of Work: Carpentry / Doors
Subcontract Amount: \$64,999
Ownership: McCombs, Brandy
Structure: Caucasian Female Code:27

WBE SUBCONTRACTORS:

Name: Environmental Advisors & Engineers, Inc.
Address: 19211 W. 64th Terrace
Shawnee, KS 66218
Scope of Work: Architectural Design / SWPPP
Subcontract Amount: \$89,910
Ownership: Biesma, Jill
Structure: Caucasian Female Code:27

WBE SUBCONTRACTORS:

Name: Gunter Construction Co.
Address: 520 Division St.
Kansas City, KS 66103
Scope of Work: Concrete / Site Preparation
Subcontract Amount: \$753,775
Ownership: Gunter, Christina
Structure: Caucasian Female Code: 27

WBE SUBCONTRACTORS:

Name: Kansas City Testing & Engineering, LLC
Address: 1141 Southwest Blvd.
Kansas City, KS 66103
Scope of Work: Materials Testing
Subcontract Amount: \$9,855.50
Ownership: DeCoursey, Elisabeth
Structure: Caucasian Female Code: 27

WBE SUBCONTRACTORS:

Name: Pink Roll-Off, LLC
Address: 2316 Troost Ave.
Kansas City, MO 64108
Scope of Work: Dumpster Rentals
Subcontract Amount: \$4,800
Ownership: Isaacson, Stephanie
Structure: Caucasian Female Code: 13

WBE SUBCONTRACTORS:

Name: TREKK Design Group, LLC
Address: 1411 E. 104th St.
Kansas City, MO 64131
Scope of Work: Civil Design
Subcontract Amount: \$33,847.91
Ownership: Robinett, Kimberly
Structure: Caucasian Female Code: 27

WBE SUBCONTRACTORS:

Name: Tech Services to Go, Inc. dba TSi Geotechnical
Address: 8248 NW 101st Terrace, #5
Kansas City, MO 64153
Scope of Work: Geotechnical Engineering
Subcontract Amount: \$29,478
Ownership: Hervey, Denise
Structure: African-American Female Code: 23

Comments:

Good Faith Efforts were approved on this initial phase of the project. The goals of 11% MBE and 11% WBE will still be applicable to the project as a whole. The design of the project has not been completed and there will be additional opportunities for MBE/WBE participation.

*Note: This is the amount for the initial phase of the project. According to the Cost Breakdown provided with the Goal Approval request, the estimated amount for the project was listed as \$40,511,995.00.

**Note: Alexander Mechanical's subcontract amount is listed as \$2,470,275, however the firm is subcontracting the following work to a non-certified firm:

Insco Industries- Insulation- \$55,000

Total for MBE credit- \$2,470,275 - \$55,000 = \$2,415,275



File #: 230879

ORDINANCE NO. 230879

Sponsor: Director of the Aviation Department

Authorizing a Lease Agreement between the City of Kansas City, Missouri, Aviation Department and Bright Speed of Missouri, LLC at the New Terminal at Kansas City International Airport; and estimating revenue in the amount of \$5,499.79 to the Aviation Fund.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Aviation is hereby authorized to enter into a Lease Agreement with Bright Speed of Missouri, LLC at the Kansas City International Airport. A copy of the agreement is on file in the Office of the Director of Aviation.

Section 2. That the Director of Aviation is authorized to execute, on behalf of the City, such documents, contracts, leases, certificates and instruments, as may be necessary or desirable to carry out and comply with the intent of this ordinance and to implement the transaction(s) contemplated.

Section 3. That the revenue in the following account of the Aviation Fund is estimated in the following amount:

24-8300-620000-470546	Aviation Revenues	\$5,499.79
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..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.

Tammy L. Queen
Director of Finance

Approved as to form:

Charlotte Ferns
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo 230879

Ordinance/Resolution #: [Click or tap here to enter TMP-#.](#)

Submitted Department/Preparer: Aviation

Revised 8/3/23

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 Lease Agreement between the City of Kansas City, Missouri, Aviation Department and Bright Speed of Missouri, LLC at the New Terminal at Kansas City International Airport; and estimating revenue in the amount of \$5,499.79 to the Aviation Fund. The Lease is for a total of 32 square feet of cabinet equipment space.

Discussion

The lease is for a total of 32 square feet of cabinet leasehold space within new terminal’s shared communication room (MDF #1 & #2) at Kansas City International Airport. The term of the lease is for 5 years and 2 months. The lease can be renewed by the Director of Aviation for five additional one-year periods. The lease will pay rent estimated at \$5,499.79 the 1st year, plus annual adjustments, consistent with Non-Signatory Rates as established in the Kansas City International Airport Use and Lease Agreement.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
8300-620000-470546 Aviation – Aviation Revenues \$5,499.79
3. How does the legislation affect the current fiscal year?
Year 1 ending April 30, 2024 \$5,499 Leasehold Revenue
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
The Legislation increases revenue by an estimated \$5,224, plus CPI-U increases annually in future years
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
The legislation does generate revenue by an estimated \$5,224, plus CPI-U increases annually.

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):
 - Enhance the accessible, sustainable and better connected multi-modal transportation system
 - Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth
 - Increase and support local workforce development and minority, women, and locally-owned businesses
 - Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
 -
 -

Prior Legislation

N/A

Service Level Impacts

This Lease supports the Aviation Department's goal to provide efficient and satisfactory services and facilities for passengers and visitors.

Other Impacts

1. What will be the potential health impacts to any affected groups?
There are no known potential health impacts to any effected groups
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 lease supports our goal for economic vitality.
4. Department staff certifies the submission of any applicable Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), Non-Discrimination documents, and Letters of Intent to Subcontract (LOIs) to CREO prior to 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.
[Click or tap here to enter text.](#)
5. Does this legislation seek to approve a contract resulting from an Invitation for Bid?

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

No(Press tab after selecting)



File #: 230880

ORDINANCE NO. 230880

Sponsor: Director of the Aviation Department

Authorizing a Lease Agreement between the City of Kansas City, Missouri, Aviation Department and Bright Speed of Missouri, LLC at 1 International Square at Kansas City International Airport; and estimating revenue in the amount of \$30,635.86 to the Aviation Fund.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Aviation is hereby authorized to enter into a Lease Agreement with Bright Speed of Missouri, LLC at the Kansas City International Airport. A copy of the agreement is on file in the Office of the Director of Aviation.

Section 2. That the Director of Aviation is authorized to execute, on behalf of the City, such documents, contracts, leases, certificates and instruments, as may be necessary or desirable to carry out and comply with the intent of this ordinance and to implement the transaction(s) contemplated.

Section 3. That the revenue in the following account of the Aviation Fund is estimated in the following amount:

24-8300-620000-470644	Aviation Revenues	\$30,635.86
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..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.

Tammy L. Queen
Director of Finance

Approved as to form:

Charlotte Ferns
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo 230880

Ordinance/Resolution #: [Click or tap here to enter TMP-#.](#)

Submitted Department/Preparer: Aviation

Revised 8/3/23

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 Lease Agreement between the City of Kansas City, Missouri, Aviation Department and Bright Speed of Missouri, LLC at 1 International Square at Kansas City International Airport; and estimating revenue in the amount of \$30,635.86 to the Aviation Fund. The lease is for a total of 509 square feet of building space.

Discussion

The lease is for a total of 509 square feet of leasehold space in facility located at 1 International Square at Kansas City International Airport. The term of the lease is for 5 years and 2 months. The lease can be renewed by the Director of Aviation for five additional one-year periods. The lease will pay rent estimated at \$30,635 the 1st year, plus annual adjustments.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
8300-620000-470644 Aviation – Aviation Revenues \$30,635.86
3. How does the legislation affect the current fiscal year?
Year 1 ending April 30, 2024 \$30,635.86 Leasehold Revenue
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
The Legislation increases revenue by an estimated \$26,259 plus CPI-U increases annually in future years
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
The legislation does generate revenue by an estimated \$26,259, plus CPI-U increases annually.

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):
 - Enhance the accessible, sustainable and better connected multi-modal transportation system
 - Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth
 - Increase and support local workforce development and minority, women, and locally-owned businesses
 - Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
 -
 -

Prior Legislation

N/A

Service Level Impacts

This Lease supports the Aviation Department's goal to provide efficient and satisfactory services and facilities for passengers and visitors.

Other Impacts

1. What will be the potential health impacts to any affected groups?
There are no known potential health impacts to any effected groups
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 lease supports our goal for economic vitality.
4. Department staff certifies the submission of any applicable Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), Non-Discrimination documents, and Letters of Intent to Subcontract (LOIs) to CREO prior to 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.
[Click or tap here to enter text.](#)

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

No(Press tab after selecting)

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

No(Press tab after selecting)



File #: 230881

ORDINANCE NO. 230881

Sponsor: Director of the Aviation Department

Authorizing a Lease Agreement between the City of Kansas City, Missouri, Aviation Department and Southwestern Bell Telephone Company dba AT&T Missouri at the New Terminal at Kansas City International Airport; and estimating revenue in the amount of \$8,922.83 to the Aviation Fund.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Aviation is hereby authorized to enter into a Lease Agreement with Southwestern Bell Telephone Company dba AT&T Missouri at the Kansas City International Airport. A copy of the agreement is on file in the Office of the Director of Aviation.

Section 2. That the Director of Aviation is authorized to execute, on behalf of the City, such documents, contracts, leases, certificates and instruments, as may be necessary or desirable to carry out and comply with the intent of this ordinance and to implement the transaction(s) contemplated.

Section 3. That the revenue in the following account of the Aviation Fund is estimated in the following amount:

24-8300-620000-470546	Aviation Revenues	\$8,922.83
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..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.

Tammy L. Queen
Director of Finance

Approved as to form:

Charlotte Ferns
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo 230881

Ordinance/Resolution #: [Click or tap here to enter TMP-#.](#)

Submitted Department/Preparer: Aviation

Revised 8/3/23

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 Lease Agreement between the City of Kansas City, Missouri, Aviation Department and Southwestern Bell Telephone Company dba AT&T Missouri at the New Terminal at Kansas City International Airport; and estimating revenue in the amount of \$8,922.83 to the Aviation Fund. The Lease is for a total of 52 square feet of cabinet equipment space.

Discussion

The lease is for a total of 52 square feet of cabinet leasehold space within new terminal’s shared communication room (MDF #1 & #2) at Kansas City International Airport. The term of the lease is for 5 years and 2 months. The lease can be renewed by the Director of Aviation for five additional one-year periods. The lease will pay rent estimated at \$8,922.83 the 1st year, plus annual adjustments, consistent with Non-Signatory Rates as established in the Kansas City International Airport Use and Lease Agreement.

Fiscal Impact

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

2. What is the funding source?
8300-620000-470546 Aviation Fund Aviation Revenues \$8,922

3. How does the legislation affect the current fiscal year?
Year 1 ending April 30, 2024 \$8,922.83 Leasehold Revenue

4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
The Legislation increases revenue by an estimated \$8,922.83, plus CPI-U increases annually in future years

5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
The legislation does generate revenue by an estimated \$8,922.83, plus CPI-U increases annually.

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):
 - Enhance the accessible, sustainable and better connected multi-modal transportation system
 - Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth
 - Increase and support local workforce development and minority, women, and locally-owned businesses
 - Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
 -
 -

Prior Legislation

N/A

Service Level Impacts

This Lease supports the Aviation Department's goal to provide efficient and satisfactory services and facilities for passengers and visitors.

Other Impacts

1. What will be the potential health impacts to any affected groups?
There are no known potential health impacts to any effected groups
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 lease supports our goal for economic vitality.
4. Department staff certifies the submission of any applicable Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), Non-Discrimination documents, and Letters of Intent to Subcontract (LOIs) to CREO prior to 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.
[Click or tap here to enter text.](#)
5. Does this legislation seek to approve a contract resulting from an Invitation for Bid?

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

No(Press tab after selecting)



File #: 230882

ORDINANCE NO. 230882

Sponsor: Director of the Aviation Department

Authorizing a \$357,303.00 Amendment No. 7 with Wellner Architects, Inc. for Airport Facilities Development at KCI & CBW Downtown Airport for a total contract amount of \$3,157,303.00; and authorizing a maximum expenditure of \$393,033.30.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Aviation is hereby authorized to execute Amendment No 7 with Wellner Architects, Inc. for design professional services for Project No. 62170486 – Airport Facilities Development adding \$357,303.00 for a total contract amount of \$3,157,303.00. A copy of the amendment is on file in the Aviation Department.

Section 2. That the Director of Aviation is hereby authorized to amend and increase this contract by a contingency amount not to exceed \$35,730.30.

Section 3. Authorizing the expenditure of previously appropriated funds from Account No. 24-8300-627270-B in the amount of \$357,303.00.

..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.

Tammy L. Queen
Director of Finance

Approved as to form:

Charlotte Ferns

Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo 230882

Ordinance/Resolution #: [Click or tap here to enter TMP-#.](#)

Submitted Department/Preparer: Please Select

Revised 8/3/23

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 \$357,303.00 Amendment No. 7 with Wellner Architects, Inc. for Airport Facilities Development at KCI & CBW Downtown Airport for a total contract amount of \$3,157,303.00; and authorizing a maximum expenditure of \$393,033.30.

Discussion

The CREO CUP was approved for 15% MBE and 10% WBE. The intent of the project is to allow the Aviation Department to respond in a timely manner to requests at Kansas City International Airport and the Charles B. Wheeler Downtown Airport that were not originally identified during the Capital Improvements Program process. This agreement provides the mechanism to achieve that goal.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
Account No. Aviation 24-8300-627270-B
3. How does the legislation affect the current fiscal year?
It increases the contractual amount for FY24 by \$357,303.00, not to exceed \$393,033.30
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
There is no known future fiscal impact.
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):
 - Enhance the accessible, sustainable and better connected multi-modal transportation system
 - Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth
 - Increase and support local workforce development and minority, women, and locally-owned businesses
 - Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
 -
 -

Prior Legislation

170863, 180597, 190489, 200146, 210748

Service Level Impacts

This project will provide efficient and satisfactory services and facilities for passengers and visitors.

Other Impacts

1. What will be the potential health impacts to any affected groups?

Aviation Engineering has reviewed the Priorities in the Kansas City Community Health Improvement Plan (KC-CHIP) and does not identify any negative impacts.

2. How have those groups been engaged and involved in the development of this ordinance?

The Community within the Kansas City, Missouri area has been consistently engaged and involved with the Aviation Department Master Plan, which contributes to this ordinance.

3. How does this legislation contribute to a sustainable Kansas City?

Continuous reconstruction of infrastructure at Kansas City International Airport is vital to the continuous operation of the Airport and the city's economic vitality.

4. Department staff certifies the submission of any applicable Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), Non-Discrimination documents, and Letters of Intent to Subcontract (LOIs) to CREO prior to the legislation entry request in Legistar.

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

Please provide reasoning why not:

There were goals and a CUP that were approved back in 2017. The goal assigned was 15% MBE and 10% WBE.

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

No(Press tab after selecting)

6. 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: October 29, 2019

To: Teresa Loar, Chair: Transportation, Infrastructure & Operations Committee

From: Phillip Yelder Director Human Relations Department

Subject: Docket Memo #

CONTRACTOR: Wellner Architects, Inc.
Address: 802 Broadway, 4th Floor
Kansas City, MO 64105
Contract # 62170486 – Airport Facilities Development
Contract Amount: \$1,600,000.00
MBE Goal 15%
WBE Goal: 10%
Total MBE Achieved: 15%
Total WBE Achieved: 10%

MBE SUBCONTRACTORS:

Name: Tech Services to Go, Inc. dba TSi Geotechnical
Address: 8248 NW 101st Terrace, #5
Kansas City, MO 64153
Scope of Work: Geotechnical
Dollar Amount: \$48,000
Ownership: Hervey, Denise
Structure: African-American Female Code 19

MBE SUBCONTRACTORS:

Name: SK Design Group, Inc.
Address: 4600 College Blvd., Suite 100
Overland Park, KS 66211
Scope of Work: Civil Engineering
Dollar Amount: \$80,000
Ownership: Mahobian, Sassan
Structure: Asian-American Male Code 18

MBE SUBCONTRACTORS:

Name: FSC, Inc.
Address: 9225 Indian Creek Pkwy, Suite 300
Overland Park, KS 66210
Scope of Work: Fire Protection Engineering
Dollar Amount: \$32,000
Ownership: Garapaty, Sonia
Structure: Asian-American Female Code 22

MBE SUBCONTRACTORS:

Name: Taliaferro & Browne, Inc.
Address: 1020 E. 8th St.
Kansas City, MO 64106
Scope of Work: Surveying
Dollar Amount: \$80,000
Ownership: Anebrhan, Hagos
Structure: African-American Male Code 15

WBE SUBCONTRACTORS:

Name: Leigh & O’Kane Inc.
Address: 250 NE Mulberry, Suite 201
Lee’s Summit, MO 64086
Scope of Work: Structural Engineering
Dollar Amount: \$157,799
Ownership: Bush, Amanda
Structure: Caucasian Female Code 27

WBE SUBCONTRACTORS:

Name: Macy Consulting Services
Address: 6141 Walnut St.
Kansas City, MO 64113
Scope of Work: Project Administration Services
Dollar Amount: \$1 (To Be Determined)
Ownership: Macy, Babette
Structure: Caucasian Female Code 27

WBE SUBCONTRACTORS:

Name:	Kansas City Testing & Engineering, LLC	
Address:	1308 Adams St. Kansas City, KS 66103	
Scope of Work:	Environmental Site Assessment	
Dollar Amount:	\$2,200	
Ownership:	DeCoursey, Elisabeth	
Structure:	Caucasian Female	Code 27

Comments:

This is a IDIQ contract, so all subcontract amounts (and the final contract amount) are subject to change based on the types of projects and the scopes of work involved in those projects which will be included in the contract.

Inter-Departmental Communication

Date: October 9, 2023

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

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

Subject: CUP Summary for Amendment 7 #: 230882

CONTRACTOR: Wellner Architects, Inc.
Address: 1627 Main St., Suite 100
Kansas City, MO 64108
Contract #: 62170486 – Airport Facilities Development at KCI & CBW Downtown Airports, Amendment 7
Contract Amount: \$3,157,303.00 (\$357,303 on Amendment 7)
MBE Goal: 15%
WBE Goal: 10%
Total MBE Achieved: 15%
Total WBE Achieved: 10%

MBE SUBCONTRACTORS:

Name: Tech Services to Go, Inc. dba TSi Geotechnical
Address: 8248 NW 101st Terrace, #5
Kansas City, MO 64153
Scope of Work: Geotechnical Services
Subcontract Percentage: 1%
Ownership: Hervey, Denise
Structure: African-American Female Code: 19

MBE SUBCONTRACTORS:

Name: Taliaferro & Browne, Inc.
Address: 1020 E. 8th St.
Kansas City, MO 64106
Scope of Work: Surveying
Subcontract Percentage: 3%
Ownership: Andebrhan, Hagos
Structure: African-American Male Code: 15

MBE SUBCONTRACTORS:

Name: SK Design Group, Inc.*
Address: 4600 College Blvd., Suite 100
Overland Park, KS 66211
Scope of Work: Civil Design
Subcontract Percentage: 6%
Ownership: Mahobian, Sassan
Structure: African-American Female Code: 19

MBE SUBCONTRACTORS:

Name: FSC, Inc.
Address: 8675 W. 96th St., Suite 300
Overland Park, KS 66212
Scope of Work: Fire Protection Design
Subcontract Percentage: 5%
Ownership: Garapaty, Sonia
Structure: Asian-American Female Code: 22

WBE SUBCONTRACTORS:

Name: Kansas City Testing & Engineering, LLC
Address: 1141 Southwest Blvd.
Kansas City, KS 66103
Scope of Work: Environmental Site Assessments
Subcontract Percentage: 1%
Ownership: DeCoursey, Elisabeth
Structure: Caucasian Female Code: 27

WBE SUBCONTRACTORS:

Name: Leigh & O'Kane, LLC
Address: 250 NE Mulberry, Suite 201
Lee's Summit, MO 64086
Scope of Work: Structural Design
Subcontract Percentage: 6%
Ownership: Bush, Amanda
Structure: Caucasian Female Code: 27

WBE SUBCONTRACTORS:

Name: Macy Consulting Services, Inc.
Address: 601 E. 63rd St., Suite 415
Kansas City, MO 64110
Scope of Work: Project Administration Services
Subcontract Percentage: 1%
Ownership: Macy, Babette
Structure: Caucasian Female Code: 27

WBE SUBCONTRACTORS:

Name: Patti Banks Associates, LLC dba Vireo
Address: 929 Walnut St., Suite 700
Kansas City, MO 64106
Scope of Work: Landscape Design
Subcontract Percentage: 1%
Ownership: deFlon, Linda
Structure: Caucasian Female Code: 27

WBE SUBCONTRACTORS:

Name: Architectural & Historical Research, LLC
Address: 1537 Belleview Ave.
Kansas City, MO 64108
Scope of Work: Architectural Research
Subcontract Percentage: 1%
Ownership: Millstein, Cydney
Structure: Caucasian Female Code: 27

Comments:

This is an on-call contract and participation by MBE/WBE subcontractors will vary depending on the projects assigned to the contract and the services included in the projects.

Original Contract Amount:	\$ 600,000.00
Amendment 4:	\$ 500,000.00
Amendment 5:	\$1,400,000.00
Amendment 6:	<u>\$ 300,000.00</u>
Current Contract Amount:	\$2,800,000.00
Proposed Amendment 7:	<u>\$ 357,303.00</u>
Proposed Contract Amount:	\$3,157,303.00

Note: Amendments 1 through 3 were on the previous contract #62030256.

Page 4: 62170486- Airport Facilities Development at KCI and CBW Downtown Airports, Amendment 7

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

Dollars paid to prime contractor by City to date: \$2,491,434.40
Dollars paid to MBEs by prime contractor to date: \$666,763.99 for 27% MBE
Dollars paid to WBEs by prime contractor to date: \$244,312.71 for 10% WBE.



File #: 230883

ORDINANCE NO. 230883

Sponsor: Director of the Aviation Department

Authorizing a \$839,000.00 Amendment No. 7 with Paslay Management Group for the Owner's Representative at KCI Airport; and authorizing a maximum expenditure of \$922,900.00.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Director of Aviation is hereby authorized to execute Amendment No 7 with Paslay Management Group for design professional services for Project No. 62180498 – Owners Representative adding \$839,000.00 from funds previously appropriated to Account No. Aviation – AL-8561-627270-B-62180498 for a total contract amount of \$54,604,000.00. A copy of the amendment is on file in the Aviation Department.

Section 2. That the sum of \$922,900.00 has been previously appropriated to Account No. AL-8561-627270-B-62180498.

Section 3. That the Director of Aviation is hereby authorized to amend and increase this contract by a contingency amount not to exceed \$83,900.00 from funds appropriated herein.

..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.

Tammy L. Queen
Director of Finance

Approved as to form:

Charlotte Ferns
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo 230883

Ordinance/Resolution #: N/A

Submitted Department/Preparer: Aviation

Revised 8/3/23

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 \$839,000.00 Amendment No. 7 with Paslay Management Group for the Owner's Representative at KCI Airport; authorizing a maximum expenditure of \$922,900.00

Discussion

THE MWDBE CREO CUP WAS APPROVED FOR 13 % MBE, 8 % WBE PARTICIPATION. In addition to the PMG/PMO Scope scheduled through the end of Oct. 2023 additional scope has been requested by both KCAD and the Airlines which are scheduled to continue through end of Dec. 2023.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
Aviation – 8561 – 627270 – 611060 - 62180498
3. How does the legislation affect the current fiscal year?
It increases the contractual amount for FY24 by \$839,000, not to exceed \$922,900.00 with contingency.
4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
There is no known future fiscal impact.
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):
 - Enhance the accessible, sustainable and better connected multi-modal transportation system
 - Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth
 - Increase and support local workforce development and minority, women, and locally-owned businesses
 - Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
 -
 -

Prior Legislation

180445

Service Level Impacts

This project will provide efficient and satisfactory services and facilities for passengers and visitors.

Other Impacts

1. What will be the potential health impacts to any affected groups?

Aviation Engineering has reviewed the Priorities in the Kansas City Community Health Improvement Plan (KC-CHIP) and does not identify any negative impacts.

2. How have those groups been engaged and involved in the development of this ordinance?

The Community within the Kansas City, Missouri area has been consistently engaged and involved with the Aviation Department Master Plan, which contributes to this ordinance.

3. How does this legislation contribute to a sustainable Kansas City?

Continuous reconstruction of infrastructure at Kansas city International Airport is vital to the continuous operation of the Airport and the city's economic vitality.

4. Department staff certifies the submission of any applicable Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), Non-Discrimination documents, and Letters of Intent to Subcontract (LOIs) to CREO prior to the legislation entry request in Legistar.

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

Please provide reasoning why not:

We have already submitted goals, and a CUP to CREO. The project is 11.36% above goal.

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

No(Press tab after selecting)

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

No(Press tab after selecting)



File #: 230896

ORDINANCE NO. 230896

Sponsor: Councilmember Kevin O’Neill

Amending Committee Substitute for Ordinance No. 230501 by repealing Section 1 for the purpose of authorizing the Director of Parks and Recreation to execute a Real Estate Sale Contract, Special Warranty Deed, and related documents to complete the transfer of the Park Property to Tiffany Springs Logistics, LLC and/or Renner 113 Tiffany Springs Logistics SPE, LLC.

WHEREAS, Ordinance No. 220705 called an election on November 8, 2022, for the purpose of submitting to the voters of Kansas City the question of removing from the park system the property described as:

TRACT ONE: A tract of land 120.00 feet wide across the Southeast Quarter of Section 35, T52N, R34W of the 5th P.M., Kansas City, Platte County, Missouri, said tract being 60.00 feet in width on each side of the following described centerline: Commencing at the northeast corner of said Southeast Quarter; thence South 0 degree 29 minutes 52 seconds West (all bearings herein are referenced to the City of Kansas City, Missouri Independent Grid System) on the east line of said Southeast Quarter, 726.52 feet to the point of beginning; thence North 90 degrees 00 minute 00 second West, 100.00 feet to a point of curvature; thence southwesterly on a curve to the left (said curve having a radius of 1830.00 feet, chord bearing South 83 degrees 45 minutes 00 second West, chord distance 398.45 feet) an arc distance of 399.24 feet to a point of tangency; thence South 77 degrees 30 minutes 00 second West, 125.00 feet to a point of curvature; thence westerly on a curve to the right (said curve having a radius of 1130.00 feet, chord bearing North 90 degrees 00 minute 00 second West, chord distance 489.15 feet) an arc distance of 493.06 feet to a point of tangency; thence North 77 degrees 30 minutes 00 second West, 500.00 feet to a point of curvature; thence continuing northwesterly on a curve to the left (said curve having a radius of 1130.00 feet, chord bearing North 87 degrees 30 minutes 00 second West, chord distance 392.44 feet) an arc distance of 394.44 feet to a point of tangency; thence South 82 degrees 30 minutes 00 second West, 125.00 feet to a point of curvature; thence continuing southwesterly on a curve to the right (said curve having a radius of 2800.00 feet, chord bearing South 86 degrees 15 minutes 00 second West, chord distance 366.26 feet) an arc distance of 366.52 feet to a point of tangency; thence North 90 degrees 00 minute 00 second West, 173 feet more or less to a point on

the west line of said Southeast Quarter, said point being approximately 697 feet south of the northwest corner of said Southeast Quarter.

TRACT TWO: Part of the Southwest Quarter of Section 36, T52N, R34W of the 5th P.M., Kansas City, Platte County, Missouri, described as follows: Commencing at median centerline Station 575+60 of Interstate Highway #29 equal centerline Station 51+00 of Tiffany Springs Parkway; thence South 60 degrees 31 minutes 14 seconds West (all bearings herein are referenced to the City of Kansas City, Missouri Independent Grid System) on the centerline of said parkway, 610.00 feet to a point of curvature; thence continuing southwesterly on a 4 degree curve to the right of said centerline, 110.00 feet to a point on the westerly right-of-way line of Interstate Highway #29 and the point of beginning; thence North 25 degrees 04 minutes 46 seconds West on said westerly right-of-way line, 68.41 feet; thence southwesterly on a curve to the right (said curve having a radius of 1010.00 feet, initial tangent bearing South 62 degrees 46 minutes 12 seconds West, chord bearing South 86 degrees 23 minutes 06 seconds West, chord distance 809.19 feet) an arc distance of 832.56 feet to a point of tangency; thence North 70 degrees 00 minute 00 second West, 102.81 feet to a point of curvature; thence northwesterly on a curve to the left (said curve having a radius of 1790.00 feet chord bearing North 80 degrees 00 minute 00 second West, chord distance 621.66 feet) an arc distance of 624.83 feet to a point of tangency; thence North 90 degrees 00 minute 00 second west, 42.29 feet to a point on the west line of the Southwest Quarter of said Section 36, said point being South 0 degree 29 minutes 52 seconds west, 666.52 feet from the northwest corner of said Southwest Quarter; thence South 0 degree 29 minutes 52 seconds West on the west line of said Southwest Quarter, 120.00 feet; thence South 90 degrees 00 minute 00 second East, 43.33 feet to a point of curvature; thence southeasterly on a curve to the right (said curve having a radius of 1670.00 feet, chord bearing South 80 degrees 00 minute 00 second East, chord distance of 579.98 feet) an arc distance of 582.94 feet to a point of tangency; thence South 70 degrees 00 minute 00 second East, 102.81 feet to a point of curvature; thence northeasterly on a curve to the left (said curve having a radius of 1130.00 feet, chord bearing North 88 degrees 29 minutes 57 seconds East, chord distance 901.20 feet, an arc distance of 926.97 feet to the westerly right-of-way line of Interstate Highway #29; thence North 25 degrees 04 minutes 46 seconds West, on said right-of-way, 51.67 feet to the point of beginning.

(hereinafter, Tracts One and Two are referred to as the “**Park Property**”); and

WHEREAS, Ordinance No. 220705 contemplated the Park Property being sold through an open and public competition pursuant to City Charter Section 1210; and

WHEREAS, such election was held on November 8, 2022, the outcome of which supported the removal of the Park Property from the park system; and

WHEREAS, such favorable vote allowed the City to dispose of the Park Property as surplus property; and

WHEREAS, the City issued a public request for proposals for the sale of the Park Property and received one response; and

WHEREAS, Committee Substitute for Ordinance No. 230501 was passed on June 15, 2023, authorizing the transfer of the Park Property to Tiffany Springs Logistics, LLC; and

WHEREAS, Tiffany Springs Logistics, LLC now seeks to assign a portion of its future interest in the Park Property to an affiliated entity, Renner 113 Tiffany Springs Logistics SPE, LLC; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section A. That Committee Substitute for Ordinance No. 230501 is hereby amended by repealing Section 1 and enacting a new Section 1 in lieu thereof to read as follows:

Section 1. That the Director of Parks and Recreation is hereby authorized to execute a Real Estate Sale Contract, Special Warranty Deed, and related documents to complete the transfer of the Park Property to Tiffany Springs Logistics, LLC and/or Renner 113 Tiffany Springs Logistics SPE, LLC.

..end

Approved as to form:

Abigail Judah
Assistant City Attorney

**NO DOCKET MEMO
PROVIDED
FOR
ORDINANCE
230896**



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #: 230896

Submitted Department/Preparer: Mayor/Council's Office

Revised 8/3/23

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 Committee Substitute for Ordinance No. 230501 by repealing Section 1 for the purpose of authorizing the Director of Parks and Recreation to execute a Real Estate Sale Contract, Special Warranty Deed, and related documents to complete the transfer of the Park Property to Tiffany Springs Logistics, LLC and/or Renner 113 Tiffany Springs Logistics SPE, LLC.

Discussion

Pursuant to City Charter Section 1004(b), the Board of Parks and Recreation Commissioners on August 9, 2022, approved ballot language for the removal of certain property from the park system in Resolution No. 31999 that would remove approximately 11.858 acres from the existing Tiffany Springs Parkway ROW. Such removal of this parkland would only be to convey said property for such terms and consideration including accepting new right of way for the Tiffany Springs Parkway as the City may determine acceptable.

On November 8, 2022, voters approved the removal of the property from the Parks system. This legislation authorizes the City Manager to accept a Special Warranty Deed for the property in question

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
N/A - This legislation does not expend funds.
3. How does the legislation affect the current fiscal year?
There is no fiscal impact for the current fiscal year.

4. Does the legislation have a fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
There is no fiscal impact projected for future years.

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)

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):
 - Enhance the accessible, sustainable and better connected multi-modal transportation system
 - Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth
 - Increase and support local workforce development and minority, women, and locally-owned businesses
 - Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
 -
 -

Prior Legislation

230501, 220705,

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?
No known potential health impacts
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. Department staff certifies the submission of any applicable Affirmative Action Plans or Certificates of Compliance, Contractor Utilization Plans (CUPs), Non-Discrimination documents, and Letters of Intent to Subcontract (LOIs) to CREO prior to 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.
5. Does this legislation seek to approve a contract resulting from an Invitation for Bid?

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

No(Press tab after selecting)

**Civil Rights & Equal Opportunity Department
Economic Equity & Inclusion
Contractor Utilization Plan Approval Form**

Date: 9/12/2023
Form Prepared By: Leona Walton

Contract/Project Number: 1693/81000727	Developer/Prime: Goodwin Bros Construction Co
Project Name: Buckeye Creek Pump Station Screening and I&C Improvement Project	Contact Information: Doug Wachsicht/636-931-6084 ext 107/dougw@goodwinbros.com
Final Contract Value: \$5,600,000.00	Address: 4885 Baumgartner Road, St. Louis, MO 63129

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: ____%	Self-Perform: ____%
MBE: <u>11</u> %	MBE: <u>11.7</u> %
WBE: <u>11</u> %	WBE: <u>11.6</u> %
Non-certified firms: ____%	Non-certified firms: ____%

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:

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

12 % MBE 12 % 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: 9/21/2023

Comments:



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

Date: 9/12/2023
Form Prepared By: Leona Walton

Contract/Project Number: 1693/81000727	Project Name: Buckeye Creek Pump Station Screening and I&C Improvement Project
Developer/Prime: Goodwin Bros Construction Co	Contact Information: Doug Wachsnicht/636-931-6084 ext 107/dougw@goodwinbros.com
Final Contract Value: \$5,600,000.00	Project Manager: Kevin White/816-513-0213/kevin.white@kcmo.org

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: <u>yes</u>	Prevailing Wage and Labor Standards: <u>yes</u>
SLBE: <u>n/a</u>	RSMo 34 Anti-Discrimination Against Israel: <u>yes</u>

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:

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 DocuSigned by: 6AFEC964B03641A... Date: 9/21/2023

Comments: CREO Assurances to be added to the contract.



Civil Rights and Equal Opportunity Department Civil Rights and Wage Assurances

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,

CREO Form 3
Rev. 3.22.2023



Civil Rights and Equal Opportunity Department Civil Rights and Wage Assurances

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

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.