

STATE OF MISSOURI
DEPARTMENT OF REVENUE

CONTRACTOR UTILIZATION PLAN/REQUEST FOR WAIVER



KANSAS CITY
MISSOURI

Project Number 80002229

Project Title KC Water Lab Renovation & Modifications

KC Water
(Department Project)

Water Services
Department

The Whiting-Turner Contracting Company
(Bidder/Proposer)

STATE OF MO)
COUNTY OF Jackson) ss

I, Adam Eshelbrenner, 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 14 % MBE and 14 % WBE.

3. Bidder/Proposer assures that it will utilize a minimum of the following percentages of MBE/WBE participation in the above project:

1. **BIDDER/PROPOSER PARTICIPATION:** 14 % MBE 14 % WBE

1. **POST-BID/POST-RFP ESTIMATED BUDGET:** \$ 29,962,962.00

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)*

1. Name of M/WBE Firm Pro Metals, LLC
Address P.O. Box 903 Oak Grove MO 64075
Telephone No. 816-743-4800
I.R.S. No. 20-8945173



Name of M/WBE Firm Eiberger Construction, Inc
 Address 17510 Farley-Hampton Rd Platte City, MO 64079
 Telephone No. 816-330-3839
 I.R.S. No. 74-2774929

Name of M/WBE Firm Pro-Mechanical, LLC
 Address PO Box 903/107 SE 10th St., Oak Grove, MO 64075
 Telephone No. 816-743-4800
 I.R.S. No. 46-4670623

Name of M/WBE Firm Kcon LLC
 Address 5507 Northwest 82nd Terrace, Kansas City, MO 64151
 Telephone No. 816-225-9934
 I.R.S. No. 30-1163690

Name of M/WBE Firm Structure Incorporated
 Address 1475 Walnut St., Kansas City, 64106
 Telephone No. 816-536-3398
 I.R.S. No. 26-453-9058

Name of M/WBE Firm Regents Flooring
 Address 9555 Alden Street, Lenexa, Kansas
 Telephone No. 913-663-9922
 I.R.S. No. 32-0474913

(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:

<u>Name of MBE Firm</u>	<u>Supplier/Broker/Contractor</u>	<u>Subcontract Amount*</u>	<u>Weighted Value**</u>	<u>% of Total Contract</u>
<u>Pro Metals, LLC</u>	<u>Contractor</u>	<u>\$ 7,600,000.00</u>	<u>\$ 6,645,000.00</u>	<u>22.18</u>
<u>KCon LLC</u>	<u>Contractor</u>	<u>\$ 457,800.00</u>	<u>\$ 457,800.00</u>	<u>1.53</u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
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<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>



TOTAL MBE \$ / TOTAL MBE %: \$ 7,102,800.00 23.71 %

WBE FIRMS:

Name of WBE Firm	Supplier/Broker/Contractor	Subcontract Amount*	Weighted Value**	% of Total Contract
Eiberger Construction	Contractor	\$ 261,325.00	\$ 251,325.00	0.84
Structure Incorporated	Contractor	\$ 2,174,001.00	\$ 2,174,001.00	7.26
Regents Flooring	Contractor	\$ 91,026.25	\$ 59,062.00	0.20
Pro-Mechanical	Contractor	\$ 2,500,000.00	\$ 2,500,000.00	8.34
TOTAL WBE \$ / TOTAL WBE %:		<u>\$ 4,984,388.00</u>		<u>16.64 %</u>

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

**“Weighted Value” means the portion of the subcontract amount that will be credited towards meeting the Bidder/Proposer participation. See 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



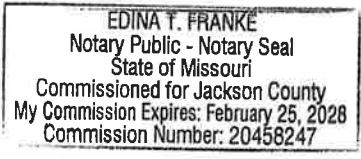
- 6. Bidder/Proposer acknowledges that it is responsible for considering the effect that any change orders and/or amendments changing the total contract amount may have on its ability to meet or exceed the Bidder/Proposer participation. Bidder/Proposer further acknowledges that it is responsible for 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: Adam Eshelbrenner
 Address: 2519 Madison Avenue, Suite 200 Kansas City, Missouri 64108
 Phone Number: 816-921-0100
 Facsimile number: _____
 E-mail Address: adam.eshelbrenner@whiting-turner.com

By: Adam Eshelbrenner
 Title: Senior Vice President
 Date: 9/5/2024
 (Attach corporate seal if applicable)

Subscribed and sworn to before me this 5th day of September, 2024

My Commission Expires: 2/25/2028 Edina T. Franke
 Notary Public





LETTER OF INTENT TO SUBCONTRACT

Check one:
 Original LOI:
 Updated LOI:

Project Name/Title KC Water Lab Renovation & Modifications

Project Location/Number 2 NE 32nd St. KCMO 64116 #80002229

PART I: Prime Contractor The Whiting-Turner Contracting Company agrees to enter into a contractual agreement with M/W/DBE Subcontractor Pro Metals, LLC 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.]

23A - Mechanical: Mechanical safe-off and demo, piping, insulation, ductwork and accessories, Testing and balancing, BMS controls, rental chiller connection & rental, BIM coordination

HVAC Equipment: AHU, boilers, chillers, exhaust fans, fan powered boxes, split systems, pumps, etc.

for an estimated amount of \$ 7,600,000.00 (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: Vazquez

Full address: 3303 Gillham Road, Kansas City, MO 64109
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: HVAC Piping

c) The dollar value of this agreement is: \$1,855,000



Company name: BCS

Full address: 10915 Eicher Dr Suite 2, Lenexa, KS 66219

Street number and name

City, State and Zip Code

Primary contact: Adam Kutney

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: Controls

c) The dollar value of this agreement is: 955,000.00

PART 3:

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

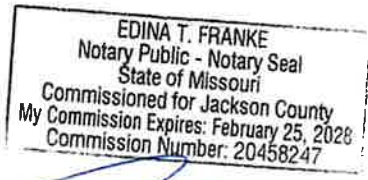
PRIME CONTRACTOR BUSINESS NAME: The Whiting-Turner Contracting Company
Signature: Prime Contractor [Signature] Brian Hicks
Vice President Print Name
Title Date 9/4/24

State of Missouri)
County of Jackson)

I, Edina T. Franke 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 4th day of September 24.
My Commission Expires: 2/25/2028 Edina T. Franke
Notary Public

STAMP:



MWD BE SUBCONTRACTOR BUSINESS NAME: Pro Metals, LLC
Signature: Subcontractor [Signature] John Olivarez
Owner / Manager Print Name
Title Date 9.3.24

State of Missouri)
County of Jackson)

I, Tasha L. Moorhead 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 3rd day of Sept. 2024.
My Commission Expires: 09-17-2024 Tasha L. Moorhead
Notary Public

STAMP:





CITY OF KANSAS CITY, MISSOURI



Civil Rights & Equal Opportunity Department
ECONOMIC EQUITY & INCLUSION DIVISION

Pro Metals, LLC

is duly certified as a

Minority Business Enterprise (MBE)

Certification Codes:

[Please refer to the certification approval letter for the complete list of approved NAICS Codes]

Edwina Jones, Interim Director, Civil Rights & Equal Opportunity

Note: This certificate is the property of the City of Kansas City, Missouri, Civil Rights & Equal Opportunity Department, and may be revoked should the above named firm graduate from the MWDBE program or the firm's certification is no longer active. In addition, this certificate is valid only in conjunction with the firm's active listing in the City of Kansas City, Missouri's Directory of certified MBE, WBE, SLBE, SLBE-WSDEPS, ACDBE, DBE, SBE firms via the following weblink: <https://kcmohrd.mwdbe.com/?TN=kcmohrd>

Each year you must submit an Annual Update application 60 day prior to your certification expiration date
414 E. 12th Street, 4th Floor Kansas City, Missouri 64106|Phone (816) 513-1836|Fax (816) 513-1805

Expiration Date: December 4, 2024



LETTER OF INTENT TO SUBCONTRACT

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

Project Name/Title KC Water Lab Renovation & Modifications

Project Location/Number 2 NE 32nd St. KCMO 64116 #80002229

PART 1: Prime Contractor The Whiting-Turner Contracting Company agrees to enter into a contractual agreement with M/W/DBE Subcontractor KCon LLC 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.]

31A - Earthwork & Utilities: Demo of existing hardscapes, SWPPP installation & maintenance, survey, street sweeping, rough grading, Site utilities (adjustment, storm water, and sanitary waste).
 Fine grading, respread topsoil, site logistics phase 1 & 2.

for an estimated amount of \$ 457,800.00 (or _____ % of the total estimated contract value.)

- M/W/DBE 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: The Whiting-Turner Contracting Company

[Signature]
Signature: Prime Contractor
Vice President
Title

Brian Hicks
Print Name
9/4/24
Date

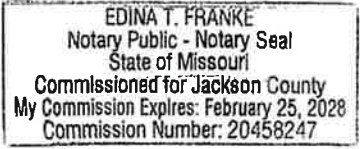
State of Missouri)
County of Jackson)

I, Edina T. Franke, 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 4th day of Sept., 2024

My Commission Expires: 2/25/2028 [Signature]
Notary Public

STAMP:



MWDBE SUBCONTRACTOR BUSINESS NAME: KCon LLC

[Signature]
Signature: Subcontractor
President
Title

Ramon Kelley
Print Name
8/30/2024
Date

State of Missouri)
County of Platte)

I, Ramon Kelley, 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 day of 30, 2024

My Commission Expires: Jan 16, 2026 [Signature]
Notary Public

STAMP:



Ramon Kelley

KCon, LLC

5507 NW 82nd Terrace

Kansas City, MO 64151

Dear Ramon Kelley:

The City of Kansas City, Missouri Civil Rights & Equal Opportunity Department has completed the review of your Annual Update as a Minority Business Enterprise (MBE). We have determined that your firm shall remain certified until December 5, 2024.

Your firm is listed in our online directory on the webpage of the Civil Rights & Equal Opportunity Department at www.kcmo.gov. Please review your listing to ensure all of the information is accurate. Contact us immediately if any changes are necessary. Each year on the anniversary date of your certification, you must provide an Annual Update through the online certification portal, B2Gnow, at <https://kcmohrd.mwdbe.com> at least 60 days prior to the due date. **FAILURE TO PROVIDE REQUIRED DOCUMENTS WILL LEAD TO AN IMMEDIATE REMOVAL FROM THE PROGRAM.**

NAICS 237110: DISTRIBUTION LINE, SEWER AND WATER, CONSTRUCTION

NAICS 238910: EXCAVATION CONTRACTORS

NAICS 238910: GRADING CONSTRUCTION SITES

NAICS 238990: CULVERT, CONCRETE, RESIDENTIAL AND COMMERCIAL PAVED AREA

NAICS 238990: SIDEWALK CONSTRUCTION, RESIDENTIAL AND COMMERCIAL

NAICS 561730: LANDSCAPING SERVICES (EXCEPT PLANNING)

We will describe your firm in the following way in our directory of certified firms:

This company provides Excavating, Concrete Flatwork, Landscaping, and Underground Utilities installation services.
Water Lines - Drainage - Sewers - Sidewalks - Inlets - Grading - Erosion Control

You must immediately notify this office of any events or changes related to the management, equipment, scope of work, or any other circumstances affecting the ownership and/or control of your firm. Failure to notify this office of such changes may jeopardize your certification. If you have any questions, please feel free to contact me at (816) 513-1836.

Sincerely,

Deborah Mason

Intake & Certification Officer

LETTER OF INTENT TO SUBCONTRACT



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

Project Name/Title KC Water Lab Renovation & Modifications

Project Location/Number 2 NE 32nd St. KCMO 64116 #80002229

PART 1: Prime Contractor The Whiting-Turner Contracting Company agrees to enter into a contractual agreement with M/W/DBE Subcontractor Eiberger Construction 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.]

Demolition of of existing lab including framing&drywall, ceilings, doors frames & hardware, flooring, and all other systems or items listed in the demolition specific scope.

for an estimated amount of \$ 261,325.00 (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: Fine Cut Drilling & Sawing

Full address: 19420 S. Stak Rte. 7 - Pleasant Hill, MO 64080
Street number and name City, State and Zip Code

Primary contact: Shelly Bagby 816-540-5787
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: Saw-Cutting

c) The dollar value of this agreement is: 10000



PART 3:

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

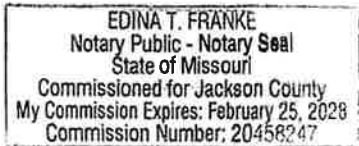
PRIME CONTRACTOR BUSINESS NAME: The Whiting-Turner Contracting Company
Signature: Prime Contractor [Signature] Brian Hicks
Vice President Print Name
Title Date 9/4/24

State of Missouri)
County of Jackson)

I, Edina Franke 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 4th day of Sept, 2024
My Commission Expires: 2/25/2028 [Signature]
Notary Public

STAMP:



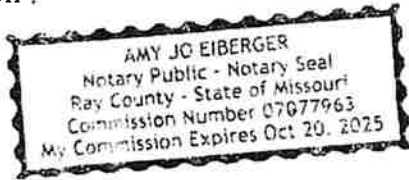
MWDBE SUBCONTRACTOR BUSINESS NAME: Eiberger Construction
Signature Subcontractor [Signature] Mary Ellen Demick
Vice President Print Name
Title Date 8/29/2024

State of Missouri)
County of Ray)

I, Amy Jo Eiberger 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 29th day of August, 2024
My Commission Expires: 10/20/2025 [Signature]
Notary Public

STAMP:





CITY OF KANSAS CITY, MISSOURI



Civil Rights & Equal Opportunity Department
ECONOMIC EQUITY & INCLUSION DIVISION

Eiberger Construction

is duly certified as a

Women Business Enterprise (WBE)

Certification Codes:

[Please refer to the certification approval letter for the complete list of approved NAICS Codes]

A handwritten signature in blue ink, appearing to read 'ADorch', is written over a horizontal line.

Andrea Dorch, Director, Civil Rights & Equal Opportunity Department

Note: This certificate is the property of the City of Kansas City, Missouri, Civil Rights & Equal Opportunity Department, and may be revoked should the above named firm graduate from the MWDBE program or the firm's certification is no longer active. In addition, this certificate is valid only in conjunction with the firm's active listing in the City of Kansas City, Missouri's Directory of certified MBE, WBE, SLBE, SLBE-WSDEPS, ACDBE, DBE, SBE firms via the following weblink: <https://kcmohrd.mwdbe.com/?TN=kcmohrd>

Each year you must submit an Annual Update application 60 day prior to your certification expiration date
414 E. 12th Street, 4th Floor Kansas City, Missouri 64106|Phone (816) 513-1836|Fax (816) 513-1805

Expiration Date: July 14, 2024

LETTER OF INTENT TO SUBCONTRACT



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

Project Name/Title KC Water Lab Renovation & Modifications

Project Location/Number 2 NE 32nd St. KCMO 64116 #80002229

PART I: Prime Contractor The Whiting-Turner Contracting Company agrees to enter into a contractual agreement with M/W/DBE Subcontractor Structure Incorporated 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 NAJCS Codes in which M/W/DBE Subcontractor is certified are insufficient and may result in denial of this Letter of Intent to Subcontract.]

09A - Phase 1&2 Framing: Exterior framing&sheathing, air&water barriers, framing drywall and insulation, specialties, ACT and ceilings, blocking & sound barrier mullion trim, temp walls

08B - Phase 1&2 Doors Frames and Hardware 05A - Millwork Casework countertops banquette seating wood veneer mockups wall p-laim

for an estimated amount of \$ 2,174,001.00 (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: The Whiting-Turner Contracting Company
Signature: Prime Contractor [Signature] Brian Hicks
Vice President Print Name
Title Date 9/4/24

State of Missouri
County of Jackson
I, Edina T. Franke 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 4th day of Sept, 2024
My Commission Expires: 2/25/2028 Edina T. Franke
Notary Public

STAMP:
EDINA T. FRANKE
Notary Public - Notary Seal
State of Missouri
Commissioned for Jackson County
My Commission Expires: February 25, 2028
Commission Number: 20458247

MWDBE SUBCONTRACTOR BUSINESS NAME: Structure Incorporated
Signature: Subcontractor [Signature] Dorothy Gardner
President Print Name
Title Date 8/30/24

State of NC
County of Guilford
I, Ashley K. Foster 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 30 day of September, 2024
My Commission Expires: 3/15/26 Ashley K. Foster
Notary Public

STAMP:
Ashley K. Foster
Notary Public
Guilford County
North Carolina
My Commission Expires 3/15/26



City of Kansas City, Missouri
Civil Rights and Equal Opportunity Department
4th Floor East, City Hall
414 East 12th Street
Kansas City, Missouri 64106

(816) 513-1836
(816) 513-1805 fax

November 28, 2023

DOROTHY GARDNER
STRUCTURE INCORPORATED
PO BOX 1578
LIBERTY, MO 64068-1578

Dear DOROTHY GARDNER:

The City of Kansas City, Missouri Civil Rights & Equal Opportunity Department has completed the review of your Annual Update as a Women Business Enterprise (WBE). We have determined that your firm shall remain certified until November 28, 2024

Your firm is listed in our online directory on the webpage of the Civil Rights & Equal Opportunity Department at www.kcmo.gov. Please review your listing to ensure all of the information is accurate. Contact us immediately if any changes are necessary. Each year on the anniversary date of your certification, you must provide an Annual Update through the online certification portal, B2Gnow, at <https://kcmohrd.mwdbe.com> at least 60 days prior to the due date. FAILURE TO PROVIDE REQUIRED DOCUMENTS WILL LEAD TO AN IMMEDIATE REMOVAL FROM THE PROGRAM.

NAICS 236220: ADDITION, ALTERATION AND RENOVATION, GENERAL CONTRACTORS, COMMERCIAL AND INSTITUTIONAL BUILDING

NAICS 238130: FRAMING CONTRACTORS

NAICS 238310: DRYWALL AND INSULATION CONTRACTORS

NAICS 238310: DRYWALL CONTRACTORS

NAICS 238310: DRYWALL FINISHING (E.G., SANDING, SPACKLING, STIPPLING, TAPING, TEXTURING)

NAICS 238310: DRYWALL HANGING

NAICS 238310: DRYWALL INSTALLATION

NAICS 238330: FLOOR LAYING, SCRAPING, FINISHING AND REFINISHING

NAICS 238330: FLOOR TILE AND SHEETS, INSTALLATION ONLY

NAICS 238330: FLOORING CONTRACTORS

NAICS 238350: CABINETRY WORK PERFORMED AT THE CONSTRUCTION SITE

NAICS 238350: CARPENTRY WORK (EXCEPT FRAMING)

NAICS 238350: FINISH CARPENTRY

NAICS 238350: FINISH CARPENTRY CONTRACTORS

We will describe your firm in the following way in our directory of certified firms:

Structure Incorporated is a commercial general contractor. Services provided include tenant finish, construction project management, construction project supervision, carpentry, painting, acoustic ceilings, construction photography, construction site clean up, flooring.

You must immediately notify this office of any events or changes related to the management, equipment, scope of work, or any other circumstances affecting the ownership and/or control of your firm. Failure to notify this office of such changes may jeopardize your certification. If you have any questions, please feel free to contact me at (816) 513-1836.

Sincerely,

Deborah Mason
Intake & Certification Officer



LETTER OF INTENT TO SUBCONTRACT

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

Project Name/Title KC Water Lab Renovation & Modifications

Project Location/Number 2 NE 32nd St. KCMO 64116 #80002229

PART I: Prime Contractor The Whiting-Turner Contracting Company agrees to enter into a contractual agreement with M/W/DBE Subcontractor Regents Flooring 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.]

09D - Phase 1&2 Flooring: Resilient base, carpet tile, ceramic tile, walk-off mats.

for an estimated amount of \$ 91,026.25 (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: Sharp Tile

Full address: 800 Horseshoe Dr. Pleasant Hill, Mo. 64080

Street number and name

City, State and Zip Code

Primary contact: Matt Sharp

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: Ceramic Install

c) The dollar value of this agreement is: 32000

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: The Whiting-Turner Contracting Company

Brian Hicks

Signature: Prime Contractor

Print Name

Vice President

Date 9/4/24

Title

State of Missouri)

County of Jackson)

I, Edina T. Franke
and belief.

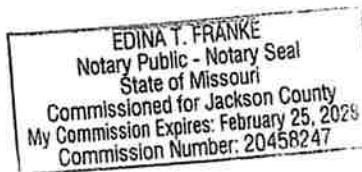
state that the above and foregoing is based on my best knowledge

Subscribed and sworn to before me, a notary public, on this 4th
day of Sept., 2024

My Commission Expires: 2/25/2028

Edina T. Franke
Notary Public

STAMP:



MWDBE SUBCONTRACTOR BUSINESS NAME: Regents Flooring

Julie Farrell

Signature: Subcontractor

Print Name

President

9/3/2024

Title

Date

State of Kansas)

County of Johnson)

I, Hailey Johnson
and belief.

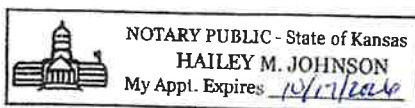
state that the above and foregoing is based on my best knowledge

Subscribed and sworn to before me, a notary public, on this 3rd
day of September, 2024

My Commission Expires: 10/17/2026

Hailey Johnson
Notary Public

STAMP:



CITY OF KANSAS CITY
HEART OF THE NATION



KANSAS CITY
MISSOURI

CITY OF KANSAS CITY, MISSOURI

Human Relations Department
414 E. 12th Street, 4th Floor
Kansas City, Missouri 64106
(816) 513-1810 Phone
(816) 513-1805 Fax

In accordance with the requirements for certification as a Women Business Enterprise (WBE) as defined by Chapter 3 Code of General Ordinance it has been determined that your firm does qualify for participation in the WBE Program. The work performed by your firm will only count toward contractual WBE goals. The Department will monitor the operations of your firm to ensure that it continues to operate in compliance with the regulations and intent of the WBE program:

DB FLOORING, LLC dba REGENTS FLOORING

Phillip Yelder, Director; Human Relations

Date Issued: August 2020

Certification Codes:

Annual Report Forms are available online at www.kcmo.gov

- NAICS 238330: Flooring Contractors, carpet, linoleum, installation
- NAICS 423220: Floor Materials Merchant Wholesalers
- NAICS 238330: Vinyl Flooring Contractors
- NAICS 238330: resilient floor tile or sheet (e.g., linoleum, rubber, vinyl), installation only

You are responsible for submitting your annual paperwork 60 days prior to expiration.

Julie Farrell

From: City of Kansas City Missouri <kcmohrd@mwdbbe.com>
Sent: Thursday, November 2, 2023 1:19 PM
To: Julie Farrell
Subject: Kansas City: MWDBE Certification



Julie Farrell
DB Flooring LLC DBA Regents Flooring
9555 ALDEN ST
Lenexa, KS 66215

Dear Julie Farrell:

The City of Kansas City, Missouri Civil Rights & Equal Opportunity Department has completed the review of your Annual Update as a Women Business Enterprise (WBE). We have determined that your firm shall remain certified until November 2, 2024

Your firm is listed in our online directory on the webpage of the Civil Rights & Equal Opportunity Department at www.kcmo.gov. Please review your listing to ensure all of the information is accurate. Contact us immediately if any changes are necessary. Each year on the anniversary date of your certification, you must provide an Annual Update through the online certification portal, B2Gnow, at <https://kcmohrd.mwdbbe.com> at least 60 days prior to the due date. FAILURE TO PROVIDE REQUIRED DOCUMENTS WILL LEAD TO AN IMMEDIATE REMOVAL FROM THE PROGRAM.

NAICS 238330: CARPET, INSTALLATION ONLY
NAICS 238330: FLOOR TILE AND SHEETS, INSTALLATION ONLY
NAICS 238330: FLOORING CONTRACTORS
NAICS 238330: LINOLEUM, INSTALLATION ONLY
NAICS 238330: RESILIENT FLOOR TILE OR SHEET (E.G., LINOLEUM, RUBBER, VINYL), INSTALLATION ONLY
NAICS 238330: VINYL FLOORING CONTRACTORS
NAICS 423220: CARPET MERCHANT WHOLESALERS
NAICS 423220: FLOOR COVERINGS MERCHANT WHOLESALERS

We will describe your firm in the following way in our directory of certified firms:

This company is a Commercial Flooring Materials Installation company. The company is also a Merchant Wholesaler of Flooring Materials. Carpet - Carpet Squares - Ceramic Tile - Vinyl - LVT - VCT - Sheet Vinyl - Sports Flooring - Rubber Flooring & Bases

You must immediately notify this office of any events or changes related to the management, equipment, scope of work, or any other circumstances affecting the ownership and/or control of your firm. Failure to notify this office of such changes may jeopardize your certification. If you have any questions, please feel free to contact me at (816) 513-1836.



LETTER OF INTENT TO SUBCONTRACT

Check one:
 Original LOI:
 Updated LOI:

Project Name/Title KC Water Lab Renovation & Modifications

Project Location/Number 2 NE 32nd St. KCMO 64116 #80002229

PART 1: Prime Contractor The Whiting-Turner Contracting Company agrees to enter into a contractual agreement with M/W/DBE Subcontractor Pro-Mechanical 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.]
22A - Plumbing: Plumbing safe-off and demo, trailer connections, sanitary waste & vent piping, water piping, storm system, insulation, plumbing fixtures, natural gas system compressed air system. Lab gas, vacuum, and compressed air (equipment, connections, and piping), equipment, and kitchen appliances.

for an estimated amount of \$ 2500000 (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: Liberty Insulation LLC

Full address: 116 South 7th Street St Joseph, MO, 64501
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: Insulator

c) The dollar value of this agreement is: 83,000



PART 3:

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

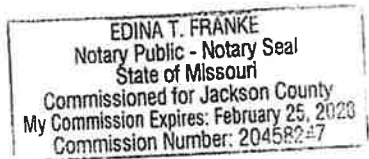
PRIME CONTRACTOR BUSINESS NAME: The Whiting-Turner Contracting Company
Signature: Prime Contractor [Signature] Brian Hicks
Vice President Print Name
Title Date 9/4/24

State of Missouri)
County of Jackson)

Edina T. Franke 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 4th day of Sept, 2024
My Commission Expires: 2/25/2028 Edina T. Franke
Notary Public

STAMP:



MWDBE SUBCONTRACTOR BUSINESS NAME: Pro-Mechanical
Signature: Subcontractor [Signature] Susan Remington
President Print Name
Title Date 08/29/2024

State of Missouri)
County of Jackson)

Cassandra Terwilliger 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 29 day of August, 2024
My Commission Expires: April 19, 2028 Am Ter
Notary Public

STAMP:





City of Kansas City, Missouri
Civil Rights and Equal Opportunity Department
4th Floor East, City Hall
414 East 12th Street
Kansas City, Missouri 64106

(816) 513-1836
(816) 513-1805 fax

September 20, 2023

Susan Remington
Pro-Mechanical, LLC
107 SE 10th St/ PO Box 903
Oak Grove, MO 64075

Dear Susan Remington:

The City of Kansas City, Missouri Civil Rights & Equal Opportunity Department has completed the review of your Annual Update as a Women Business Enterprise (WBE). We have determined that your firm shall remain certified until September 20, 2024

Your firm is listed in our online directory on the webpage of the Civil Rights & Equal Opportunity Department at www.kcmo.gov. Please review your listing to ensure all of the information is accurate. Contact us immediately if any changes are necessary. Each year on the anniversary date of your certification, you must provide an Annual Update through the online certification portal, B2Gnow, at <https://kcmohrd.mwdbe.com> at least 60 days prior to the due date. FAILURE TO PROVIDE REQUIRED DOCUMENTS WILL LEAD TO AN IMMEDIATE REMOVAL FROM THE PROGRAM.

NAICS 238220: PLUMBING, HEATING, AND AIR-CONDITIONING CONTRACTORS

We will describe your firm in the following way in our directory of certified firms:

This company is a Mechanical Contractor providing Plumbing, Pipefitting, and HVAC installation services. Piping - Commercial - Industrial - Site Utilities - Sewers - Drain Lines - Water Lines - Furnaces - Water Heaters - Air Conditioning - AC - Heating - Cooling - Pipefitters - Plumbers

You must immediately notify this office of any events or changes related to the management, equipment, scope of work, or any other circumstances affecting the ownership and/or control of your firm. Failure to notify this office of such changes may jeopardize your certification. If you have any questions, please feel free to contact me at (816) 513-1836.

Sincerely,

Deborah Mason
Intake & Certification Officer