

**RESOLUTION NO. R-14-64**

**A RESOLUTION AUTHORIZING EXECUTION OF A CONTRACT WITH WIEDENMANN, INCORPORATED, IN THE TOTAL AMOUNT NOT TO EXCEED \$280,799.00 FOR THE 3200 BLOCK NORTHEAST 56<sup>th</sup> TERRACE DRAINAGE IMPROVEMENTS PROJECT.**

**WHEREAS**, six proposals were received for the 3200 Block Northeast 56<sup>th</sup> Terrace Drainage Improvements, Project CO1332, and the proposal of Wiedenmann, Incorporated, in the amount of \$280,799.00 has been determined by the Director of Public Works and City Engineer to be lowest and best proposal; and

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GLADSTONE, MISSOURI, AS FOLLOWS:**


**THAT**, the City Manager of the City of Gladstone, Missouri, is hereby authorized to execute a contract with Wiedenmann, Incorporated for work as outlined in the contract for a total amount not to exceed \$280,799.00; and

**FURTHER, THAT** funds for such purpose are authorized from the Certificates of Participation, Series 2011, the Transportation Sales Tax Fund, and the Capital Improvements Sales Tax Fund.

**INTRODUCED, READ, PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF GLADSTONE, MISSOURI, THIS 8<sup>th</sup> DAY OF SEPTEMBER 2014.**

  
\_\_\_\_\_  
J. Brian Hill, Mayor

ATTEST:

  
\_\_\_\_\_  
Ruth E. Bocchino, City Clerk

## MEMORANDUM

TO: Kirk L. Davis; City Manager

THROUGH: Scott Wingerson; Assistant City Manager

FROM: Glen Whitten; Construction Contracts Coordinator 

DATE: September 3, 2014

RE: Project No. CO1332; 3200 Block NE 56th Terr. Drainage Improvements

Staff received the following bids for the referenced project, including Bid Alternates 1 and 2:

Wiedenmann , Inc.	\$280,799.00	Westland Construction	\$393,121.00
Linaweaver Construction Inc.	\$345,038.50	C & G Mechanical	\$398,260.00
Blue Nile Contractors	\$363,431.20	Holthouse Construction	\$428,175.00

This project consists of approximately 1,225 LF of CPP of various sizes from 12" to 48", drainage structures, restoration, and associated work as the base bid. Bid Alternate 1 addressed drainage issues in the area of NE 70<sup>th</sup> Terrace and N Holmes, and Bid Alternate 2 adds a concrete trail on the NE 70<sup>th</sup> Terrace right-of-way from N Campbell to N Harrison.

Wiedenmann, Inc. (formerly Wiedenmann and Godfrey) is based in Belton, MO and has been in business for eighteen years. Wiedenmann has previously completed several projects for the City; staff is very pleased with their work and is looking forward to working with them again.

Based on all available information, staff is recommending that this project be awarded to Wiedenmann, Inc, at the bid price of \$280,799.00 at the next regularly scheduled city council meeting.

The funds for this project are from the Certificates of Participation, Series 2011, the Transportation Sales Tax Fund, and the Capital Improvements Sales Tax Fund.

If you have any questions or require additional information please contact me at your convenience.

CC: Tim Nebergall; City Engineer; Director of Public Works

**PART D - CONTRACT**

State of Missouri

} SS:

County of Clay

**THIS AGREEMENT AND INDENTURE** made and entered into this, the 25<sup>th</sup> day of September, 2014 by and between

The City of Gladstone

party of the first part, termed in this agreement and the specifications as the "**OWNER**", and

Wiedenmann, Inc. party of the second part, termed in this agreement and the specifications as the "**CONTRACTOR**".

**WITNESSETH;**

**THAT, WHEREAS,** The Owner has heretofore caused to be prepared certain Contract Documents comprising the Notice to Bidders, Instructions to Bidders, Proposal Form, Bond Forms, Contract Form, Regulations of the Contract and the Specifications and Plans for furnishing material and constructing improvements therein fully described, and the Contractor did, on the 3<sup>rd</sup> day of September, 2014, file with the Owner a Proposal to furnish said materials and construct said improvements at the terms thereto fully stated and set forth; and

**WHEREAS,** the said Contract Documents and Proposal accurately and fully describe the terms and conditions upon which the Contractor is willing to furnish the material, construct the improvements, and pay not less than the "Prevailing Wages" called for by the said specifications and in the manner and time of furnishing and constructing same.

**IT IS THEREFORE AGREED:**

*FIRST*--That a copy of said Contract Documents and Proposal filed as aforesaid are a part hereof and that the same do in all particulars become the agreement and Contract between the parties hereto in all matters and things set forth therein and described; that both parties hereby accept and agree to the terms and conditions of said Contract Documents and Proposal so filed; and further that the part or parts of the Proposal accepted and the compensation therefore are as follows:

For the unit prices as set forth in the attached Proposal, having an estimated total price of: \$280,799.00, including Bid Alternates 1 and 2.

SECOND--The Contract Documents and Proposal hereto annexed are made a part of this Agreement and Contract as fully and absolutely as if herein set out in haec verba.

THIRD--This Contract is executed in quintuplicate, with distribution as specified in the Regulations of the Contract.

IN FAITH WHEREOF, Witness the hands and seals of both parties on the day and year in this agreement first above written.

ATTEST:

By: Ruth E. Bocchino

Ruth E. Bocchino

Title: City Clerk

Approved as to form:

Randall D. Thompson, Attorney for the Owner

ATTEST:

By: Susan Wiedenmann

Title: Secretary Susan Wiedenmann  
Vice President/Secretary

Approved as to form:

By: \_\_\_\_\_  
Attorney for the Contractor (Optional)

Owner City of Gladstone

By: Kirk L. Davis

Kirk L. Davis

Title: City Manager

Contractor

By: Jerry Wiedenmann

Jerry Wiedenmann  
President/Treasurer

CORPORATE SEAL:

If Contractor is not an individual, authority for signing Contract must be shown or attached.