

RESOLUTION NO. R-18-13

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH AB CREATIVE, INCORPORATED, IN THE TOTAL AMOUNT NOT TO EXCEED \$39,159.00 FOR THE HOBBY HILL PARK ADULT CHALLENGE AND FITNESS AREA; PROJECT CO1656.

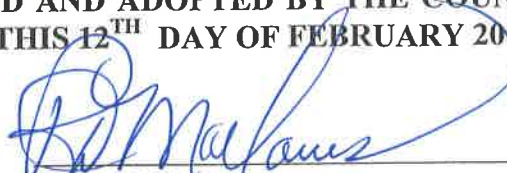
WHEREAS, one proposal was received for the Hobby Hill Park Adult Challenge and Fitness Area, and that proposal from AB Creative, Incorporated, in the amount of \$39,159.00 has been determined by the Director of Parks, Recreation and Cultural Arts to be an acceptable proposal.

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 AB Creative, Incorporated, for work as outlined in the agreement for a total amount not to exceed \$39,159.00.


FURTHER, THAT, funds for such purpose are authorized from the Hobby Hill Bond proceeds.

INTRODUCED, READ, PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF GLADSTONE, MISSOURI, THIS 12TH DAY OF FEBRUARY 2018.



R. D. Mallams, Mayor

ATTEST:



Ruth E. Bocchino, City Clerk



Request for Council Action

RES # R-18-13

BILL # City Clerk Only

ORD # City Clerk Only

Date: 2/5/2018

Department: Parks & Recreation

Meeting Date Requested: 2/12/2018

Public Hearing: Yes Date: [Click here to enter a date.](#)

Subject: Project No. CO1656; Hobby Hill Park Playground Adult Challenge and Fitness Area.

Background: Staff is recommending that this project be awarded to AB Creative, Inc., in accordance with the attached proposal, through the Greenbush Purchasing Cooperative, for a total sum of \$39,159.00. Greenbush is the purchasing cooperative through which the shelter and restroom building as well as the playground equipment for this project have been purchased. This type of purchase through a cooperative is authorized by Missouri Revised Statutes, Chapter 70. AB Creative has been in business for twenty four years and has worked closely with the Parks and Recreation department in the past. They are based in DeSoto, KS, and are recognized as one of the area's leading suppliers and installers of park and playground equipment.

Budget Discussion: Funds are budgeted in the amount of \$ 2,000,000 from the Hobby Hill Bond Proceeds Fund. Ongoing costs are estimated to be \$ minimal annually. Previous years' funding was \$N/A

Public/Board/Staff Input: Park Board recommends approval. Presented to City Council at the January 22, 2018, Study Session.

Provide Original Contracts, Leases, Agreements, etc. to: City Clerk and Vendor

Justin Merkey
Department Director/Administrator

City Attorney


City Manager

ABC CREATIVE™

913-583-3332

34102 Commerce Drive, Suite. C

De Soto, KS 66018

E: info@abcreative.net

www.abcreative.net

Order Confirmation

Date	Job No.	Customer PO #
1/29/2018	18027	

Name / Address
City of Gladstone 7010 N. Holmes Street Gladstone, MO 64118 Justin Merkey

Project 18027 Adult Challenge & Fitness Area
Ship To
Hobby Hill Park NW 76th Terr & N Main Gladstone, MO 64118 Dave Bueker 913/980-3879

Thank you for this opportunity and we look forward to working with you!

Rep	Terms
Tim	Net 30

Qty.	Description	Unit Price	Total
1	ADULT CHALLENGE & FITNESS AREA - HOBBY HILL PARK, GLADSTONE, MO		
1	Burke and Greenfields Challenge Course and Adult Fitness Area as proposed on drawing set 120-105840-2. Includes Burke Custom Challenge Course accompanied with Greenfields 4 Person Twisting Single Upright Bike; 2 Person Tai-Chi; 2 Person Air Walker; and 2 Person Lat Pull Down and Vertical Press Combo.	26,645.00	26,645.00
1	Shipping	2,281.00	2,281.00
-1	Greenbush Discount per contract #ESC-PLAYGROUND2016RFP	2,384.00	-2,384.00
1	Installation of above detailed equipment. Installation performed by experienced, insured, and manufacturer certified installation crew at prevailing wage rates.	7,635.00	7,635.00
1	90 cu yds ADA Compliant, Engineered Wood Fiber Mulch safety surfacing, Delivered	2,245.00	2,245.00
-1	Greenbush Discount per contract #ESC-PLAYGROUND2016RFP	337.00	-337.00
1	Installation of above detailed Engineered Wood Fiber. Installation performed by experienced and insured crew at prevailing wage rates.	2,000.00	2,000.00
1	Bond Cost	1,074.00	1,074.00

PAYMENT TERMS: Net 30 days with approved credit and/or tax-supported government agencies.

Total \$39,159.00

Signature

Date

To Accept this Quote/Order, please sign and date here to acknowledge your receipt and acceptance of the Terms & Special Conditions that apply to this Quote/Order. After signature, this form becomes a contract for purchase of item(s) mentioned above.

1813

PART D - CONTRACT

State of Missouri

} ss:

County of Clay

THIS AGREEMENT AND INDENTURE made and entered into this, the 7th day of March, 20 18 by and between

The City of Gladstone

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

AB Creative 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 29th day of January, 2018, 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 lump sum price as set forth in the attached Order Confirmation 18027 dated January 29, 2018 and incorporated herein by this reference, having a total price of: \$ 39,159.00.

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



Owner City of Gladstone

By: Scott Wingerson

Scott Wingerson

Title: City Manager

Approved as to form:

Chris Williams
Chris Williams, Attorney for the Owner

ATTEST:

By: _____

Title: Secretary

Contractor ABCreative, Inc.

By: Tim McNamara

Tim McNamara

Vice President

Approved as to form:

By: _____
Attorney for the Contractor (Optional)

CORPORATE SEAL:

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