

**RESOLUTION NO. R-18-28**

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH BLUE NILE CONTRACTORS, INCORPORATED, IN THE TOTAL AMOUNT NOT TO EXCEED \$602,790.61 FOR THE 2018 WATER AND SEWER MAINS REPLACEMENT PROJECT WP1886.**

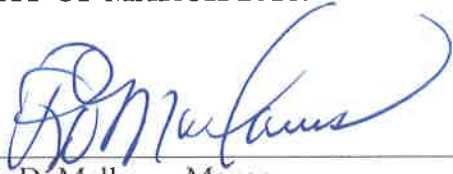
WHEREAS, five proposals were received for the 2018 Water and Sewer Mains Replacement Project WP1886, and the proposal of Blue Nile Contractors, Incorporated, in the amount of \$602,790.61 has been determined by the Director of Public Works to be the lowest and best proposal.

**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 Blue Nile Contractors, Incorporated for work as outlined in the contract for a total amount not to exceed \$602,790.61.

FURTHER, THAT, funds for such purpose are authorized from the Combined Waterworks and Sewerage System Funds Budget.

**INTRODUCED, READ, PASSED, AND ADOPTED BY THE COUNCIL OF THE CITY OF GLADSTONE, MISSOURI, THIS 26<sup>TH</sup> DAY OF MARCH 2018.**

  
\_\_\_\_\_  
R. D. Mallams, Mayor

ATTEST:

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



## *Request for Council Action*

RES  # R-18-28

BILL  # City Clerk Only

ORD # City Clerk Only

Date: 3/21/2018

Department: Public Works

Meeting Date Requested: 3/26/2018

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

Subject: 2018 Water and Sewer Mains Replacement, Project WP1886

Background: Staff received the following bids for the referenced project:

Blue Nile Contractors, Inc. \$602,790.61; Hettinger Excavating, LLC \$642,405.00; Redford Construction, Inc. \$673,280.00; Linaweaver Construction Inc. \$750,345.00; Weidenmann, Inc. \$819,755.00. The Engineer's Estimate, prepared by staff, was \$663,190.00. This project consists of the installation of 3,860 LF of 8" water main and 376 LF of 24" sanitary sewer main.

Budget Discussion: Funds are budgeted in the amount of \$ 650,000.00 from the CWSS Fund. Ongoing costs are estimated to be \$ [Click here to enter amount](#) annually. Previous years' funding was \$600,000.00.

Public/Board/Staff Input: Blue Nile Contractors has worked for the City many times in the past and has always completed their work in a timely and professional manner. Based on all available information, staff is recommending that Project WP1886 be awarded to Blue Nile Contractors at the agreed upon price of \$602,790.61, at the next regularly scheduled City Council meeting.

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

Tim Nebergall  
Department Director/Administrator

PC  
City Attorney

SW  
City Manager

**PART D - CONTRACT**

State of Missouri

} ss:

County of Clay

THIS AGREEMENT AND INDENTURE made and entered into this, the 12th day of

Apr. 1, 2018 by and between

The City of Gladstone

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

Blue Nile Contractors, 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 20<sup>th</sup> day of March, 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 unit prices as set forth in the attached Proposal, having an estimated total price of: \$602,790.61, including Bid Sections 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 Bocchino

Ruth Bocchino

Title: City Clerk



Owner City of Gladstone

By: Shy

Scott Wingerson

Title: City Manager

Approved as to form:

Chris Williams  
Chris Williams, Attorney for the Owner

ATTEST:

By: [Signature]

Title: Secretary

Contractor Blue Nile

By: [Signature]  
Henok Tekeste  
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.