

RESOLUTION NO. R-14-21

A RESOLUTION AUTHORIZING EXECUTION OF A CONTRACT WITH ENGINEERED SYSTEMS, LLC, IN THE TOTAL AMOUNT NOT TO EXCEED \$196,258.94 FOR THE 2014 CURB, GUTTER AND SIDEWALK PROGRAM PROJECT.

WHEREAS, five proposals were received for the 2014 Curb, Gutter and Sidewalk Program, Project TP1404, and the proposal of Engineered Systems, LLC in the amount of \$196,258.94 has been determined by the Director of Public Works and City Engineer to be 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 Engineered Systems, LLC for work as outlined in the contract for a total amount not to exceed \$196,258.94.


FURTHER, THAT funds for such purpose are authorized from the Transportation Sales Tax Fund.

INTRODUCED, READ, PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF GLADSTONE, MISSOURI, THIS 28th DAY OF APRIL 2014.



J. Brian Hill, Mayor

ATTEST:



Ruth E. Bocchino, City Clerk

MEMORANDUM

TO: Kirk L. Davis; City Manager

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

FROM: Glen Whitten; Construction Contracts Administrator ✓

DATE: April 8, 2014

RE: Project TP1404; 2014 Curb, Gutter and Sidewalk Program

Staff received the following bids for the referenced project:

Engineered Systems LLC	\$196,258.94	McAnany Concrete, LLC	\$223,059.00
Phoenix Concrete & Underground LLC	\$216,304.73	Terry Snelling Construction, Inc.	\$245,887.60
Lan-Tel	\$218,137.00		

The Engineer's estimate, prepared by staff, was \$226,028.00.

This project involves the replacement of curb and sidewalk, installation of ADA Panels, and other associated work.

Engineered Systems, LLC is a company based in Bonner Springs, Kansas that has been in business for 6 years. Staff conducted a reference check of previous work Engineered Systems has performed and found all respondents to be satisfied with the work they completed.

Based on all available information staff is recommending that this project be awarded to Engineered Systems, LLC at the bid price of \$196,258.94 at the next regularly scheduled City Council meeting. Funds for this project are provided for from the FY-14 Transportation Sales Tax Fund.

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

Cc: Scott Wingerson; Assistant City Manager

PART D - CONTRACT

State of Missouri

} SS:

County of Clay

THIS AGREEMENT AND INDENTURE made and entered into this, the 20th day of

May, 20 14 by and between

The City of Gladstone

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

Engineered Systems, LLC 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 8th day of April, 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: \$ 196,258.94.

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 Thompson; Attorney for the Owner

ATTEST:

By: Paul V. Russell, sr.

Title: Secretary

Approved as to form:

By: _____

Attorney for the Contractor:

Contractor Engineered Systems Co., LLC

By: Paul V. Russell, sr.

Paul V. Russell, sr.

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