

RESOLUTION NO. R-14-43

A RESOLUTION AUTHORIZING EXECUTION OF A CONTRACT WITH FLESHMAN CONSTRUCTION, INCORPORATED, IN THE TOTAL AMOUNT NOT TO EXCEED \$499,445.00 FOR THE GLADSTONE 18 AT LINDEN SQUARE PROJECT.

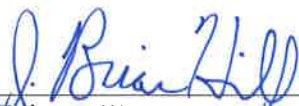
WHEREAS, Two proposals were received for the Gladstone 18 at Linden Square, Project CP1455, and the proposal of Fleshman Construction, Incorporated, in the amount of \$499,445.00 has been determined by the Director of Community Development and Assistant City Manager to be lowest and best proposal;

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 Fleshman Construction, Incorporated for work as outlined in the contract for a total amount not to exceed \$499,445.00.

FURTHER, THAT funds for such purpose are authorized from the Capital Improvements Sales Tax Fund and the Capital Equipment Replacement Fund.

INTRODUCED, READ, PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF GLADSTONE, MISSOURI, THIS 14th DAY OF JULY 2014.



J. Brian Hill, Mayor

ATTEST:



Ruth E. Bocchino, City Clerk



All-America City

Gladstone



2008

TO: Kirk Davis, City Manager
FROM: Scott Wingerson, Assistant City Manager
DATE: June 23, 2014
SUBJECT: Gladstone 18 Improvements
Snow & Company

The lease with Snow & Company requires that the City make basic improvements to the property. As the Council is aware, the G18 building is in a state of disrepair and requires a new roof, new mechanical, electrical and plumbing systems, new flooring, new restrooms, new patio, and, new storefront. In anticipation of a restaurant tenant 2 years ago, the City bid these repairs. The low bid at that time was \$786,000.

In response to the Snow & Company lease, the City rebid the project. Through value engineering, the low bid is now \$499,445. The low bid contractor is Fleshman. Fleshman constructed Linden Square and the City finishes in the Pollina Building. We look forward to working with this company on the G18 project.

Staff recommends awarding this project to Fleshman in the amount of \$499,445. Funding is provided from the Capital Equipment Sales Tax Fund and the Capital Improvements Sales Tax Fund. If you should wish to discuss this matter in greater detail or desire additional information, please advise.

12-14-43

PART D - CONTRACT

State of Missouri

} ss:

County of Clay

THIS AGREEMENT AND INDENTURE made and entered into this, the 16th day of

July, 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

Fleshman Construction, 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 17th day of June, 2014, file with the Owner a Proposal (amended by Fleshman Construction's "Gladstone 18 Adds/Deducts" document dated 7/14/14) 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 Proposal, having a total price of:

\$499,445.00.

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 7-16-14
Ruth E. Bocchino

Title: City Clerk

Approved as to form:

Randall D. Thompson, Attorney for the Owner

Owner City of Gladstone
By: Kirk L. Davis
Kirk L. Davis

Title: City Manager

ATTEST:

By: Shane T. Proctor
Title: Secretary

Contractor Proctor Construction
By: Shane T. Proctor
Shane Proctor

Approved as to form:

By: _____
Attorney for the Contractor

CORPORATE SEAL:

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