

**RESOLUTION NO. R-16-21**

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH KOSTAL PAINTING IN THE TOTAL AMOUNT NOT TO EXCEED \$31,775.00 FOR THE CITY HALL EXTERIOR REPAINTING.**

**WHEREAS**, four proposals were received for the City Hall Exterior Repainting, Project CP1662, and the proposal of Kostal Painting in the amount of \$31,775.00 has been determined by the Director of Parks and Recreation to be a fair 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 Kostal Painting for work as outlined in the contract for a total amount not to exceed \$31,775.00.

**FURTHER, THAT** funds for such purpose are authorized from the Capital Improvement Sales Tax Fund.

**INTRODUCED, READ, PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF GLADSTONE, MISSOURI, THIS 28<sup>th</sup> DAY OF MARCH 2016.**



\_\_\_\_\_  
Mayor Bill Garnos

ATTEST:



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

## MEMORANDUM

TO: Kirk L. Davis; City Manager  
THROUGH: Scott Wingerson; Assistant City Manager  
FROM: Glen Whitten; Construction Contracts Administrator  
DATE: March 22, 2016  
RE: Project No. CP1662; City Hall Exterior Repainting

Staff received the following base bids for the referenced project:

Kostal Painting	\$31,775.00
Dayco Painting, Inc.	\$33,827.00
Mill Valley Construction, Inc.	\$59,000.00
Blue Bear, Inc.	\$86,620.00

This project involves the repainting of the exterior of Gladstone City Hall; Kostal will install samples of the selected colors for final approval by Council prior to proceeding with the work. There is no Engineer's Estimate.

Kostal Painting is based in Lathrop, MO and has been in business for thirty five years. They have worked closely with the Parks and Recreation Department in the past and staff is looking forward to working with them again on this project.

Based on all available information staff is recommending that this project be awarded to Kostal Painting at the bid price of \$31,775.00 at the next regularly scheduled city council meeting. The funds for this project are available from the Capital Improvement Sales Tax fund.

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

CC: Justin Merkey; Director of Parks and Recreation  
Alan Napoli, Building Official

**PART D - CONTRACT**

State of Missouri

} ss:

County of Clay

THIS AGREEMENT AND INDENTURE made and entered into this, the 15<sup>th</sup> day of

April, 2016 by and between

The City of Gladstone

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

Kostal Painting 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 21<sup>st</sup> day of March, 2016, 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 Proposal, having a total price of:

\$31,775.00.

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

Approved as to form:

T. Chris Williams  
T. Chris Williams, Attorney for the Owner



Owner City of Gladstone

By: Kirk L. Davis

Kirk L. Davis

Title: City Manager

ATTEST:

By: \_\_\_\_\_

Title: Secretary

Approved as to form:

By: \_\_\_\_\_

Attorney for the Contractor

Contractor KOSTAL PAINTING

By: FRANK J. KOSTAL

FRANK J. KOSTAL  
(OWNER)

CORPORATE SEAL:

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