

RESOLUTION NO. R-19-22

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH METRO ASPHALT INCORPORATED, IN THE TOTAL AMOUNT NOT TO EXCEED \$877,189.90 FOR THE 2019 MILL AND OVERLAY PROGRAM FOR PROJECT TP2006.

WHEREAS, two proposals were received for the 2019 Mill and Overlay Program Project TP2006, and the proposal of Metro Asphalt Incorporated, in the amount of \$877,189.90, 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 Metro Asphalt Incorporated, for work as outlined in the contract for a total amount not to exceed \$877,189.90.


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 10TH DAY OF JUNE 2019.



Mayor Carol J. Suter

ATTEST:



Ruth E. Bocchino, City Clerk



Request for Council Action

RES ☒ # R-19-22

BILL ☐ # City Clerk Only

ORD # City Clerk Only

Date: 5/21/2019

Department: Finance

Meeting Date Requested: 6/10/2019

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

Subject: Contract Award, Project TP2006, 2019 Mill and Overlay Program

Background: Two bids were received for this project. Metro Asphalt, Inc. was the low bidder with a bid of \$877,189.90, and Superior Bowen Asphalt was 2nd low with a bid of \$898,453.65. The project quantities include 500 tons of asphalt to allow the neighboring villages to piggyback onto our contract as in previous years.

Budget Discussion: Funds are budgeted in the amount of \$ 925,000.00 from the TST Fund. Ongoing costs are estimated to be \$ N/A annually. Previous years' funding was \$850,000.00

Public/Board/Staff Input: Metro Asphalt has been awarded the annual mill and overlay program in the past, as well as the 69th St. Reconstruction – N. Oak to N. Holmes. Staff has always been pleased with their performance, and is looking forward to working with them again on this project.

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 15th day of

July, 2019 by and between

The City of Gladstone

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

Metro Asphalt, 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 21st day of May, 2019, 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:

\$877,189.90.

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:
Chris Williams
Chris Williams; Attorney for the Owner



Owner City of Gladstone

By: Scott Wingerson
Scott Wingerson
Title: City Manager

ATTEST:

By: Anita K. Bisby
Assistant Secretary
Title: Secretary

Contractor Metro Asphalt, Inc.

By: Daniel C. O'Donnell
Daniel C. O'Donnell

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.