

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION partially repealing Ordinance 4312, dated May 23, 2011, transferring \$73,500.00 within the 2011 Health Fund, and awarding a contract for the Animal Shelter Facility Project, No. 3119, to Straub Construction Company, Inc., of Shawnee, KS, at a cost to the County not to exceed \$4,923,000.00, and authorizing the Director of Public Works to approve line item adjustments under this contract at no additional cost to the County.

RESOLUTION #17658, August 22, 2011

INTRODUCED BY Dennis Waits, County Legislator

WHEREAS, by Ordinance 4312, dated May 23, 2011, the Legislature did award a contract on Bid No. 03-2011, for the Animal Shelter Facility Project, No. 3119, to R.L. Philips Construction, Inc., of Raymore, MO; and,

WHEREAS, R.L Philips Construction, Inc., has not been able to comply with the bid's specifications regarding bonding and is therefore unable to execute an acceptable contract for this project; and,

WHEREAS, the Director of Public Works recommends the re-award of the contract on Bid No. 03-2011 to Straub Construction, Inc., of Shawnee, KS, as the lowest and best bidder meeting the bid's specification, at a cost to the County not to exceed \$4,923,000.00; and,

WHEREAS, in the event that line item adjustments to the contract become necessary, it

is appropriate that the Director of Public Works be authorized to approve said line item adjustments to the extent there is no additional cost to the County; and,

WHEREAS, a transfer is necessary to cover a portion of the project costs; and,

WHEREAS, the County Executive recommends said transfer; now therefore,

BE IT RESOLVED by the County Legislature of Jackson County, Missouri, that the following transfer be and hereby is made:

<u>DEPARTMENT/DIVISION</u>	<u>CHARACTER/DESCRIPTION</u>	<u>FROM</u>	<u>TO</u>
Health Fund Contingency 002-8005	56830 - Contingency Fund	\$73,500	
002-1522	58020 - Buildings & Improvements		\$73,500

and,

BE IT FURTHER RESOLVED that the portion of Ordinance 4312, dated May 23, 2011, awarding a contract for the Animal Shelter Facility Project, No. 3119, to R.L. Philips Construction, Inc., of Raymore, MO, is hereby repealed; and,

BE IT FURTHER RESOLVED that award be made as recommended by the Director of Public Works and that the Director be, and is hereby, authorized to execute for the County any documents necessary for the accomplishment of the award; and,

BE IT FURTHER RESOLVED that the Director of Public Works be and hereby is authorized to make adjustments in the contract line item quantities to the extent that there will be no further funding obligation to the County; and

BE IT FURTHER RESOLVED that the Director Finance and Purchasing is authorized to make all payments, including final payment on the contract.

Effective Date: This Resolution shall be effective immediately upon its passage by a majority of the Legislature.

APPROVED AS TO FORM:

Jay D. Hadden
Chief Deputy County Counselor

W. Stephen Ryan
County Counselor

Certificate of Passage

I hereby certify that the attached resolution, Resolution #17658 of August 22, 2011, was duly passed on August 22, 2011 by the Jackson County Legislature. The votes thereon were as follows:

Yeas 8

Nays 0

Abstaining 0

Absent 1

8/23/11
Date

Mary Jo Spino
Mary Jo Spino, Clerk of Legislature

Funds sufficient for this transfer are available from the source indicated below:

ACCOUNT NUMBER: 002 8005 56830
ACCOUNT TITLE: Health Fund
Contingency
Contingency Fund
NOT TO EXCEED: \$73,500.00

There is a balance otherwise unencumbered to the credit of the appropriation to which the expenditure is chargeable and there is a cash balance otherwise unencumbered in the treasury to the credit of the fund from which payment is to be made each sufficient to provide for the obligation herein authorized.

ACCOUNT NUMBER: 014 1522 58020
ACCOUNT TITLE: Special Obligation Bond - Capital Projects
Independence Animal Shelter Project
Buildings & Improvements
NOT TO EXCEED: \$4,791,480.00

ACCOUNT NUMBER: 002 1522 58020
ACCOUNT TITLE: Health Fund
Independence Animal Shelter Project
Buildings & Improvements
NOT TO EXCEED: \$131,520.00

August 18, 2011
Date

Director of Finance and Purchasing

REQUEST FOR LEGISLATIVE ACTION

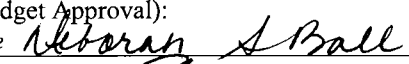
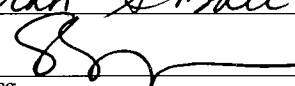
Completed by County Counselor's Office:

Res/~~Ord~~ No.: 17658

Sponsor(s): Dennis Waits

Date: August 22, 2011

<p>SUBJECT</p>	<p>Action Requested <input checked="" type="checkbox"/> Resolution Award a <u>Construction Contract</u> for Jackson Co./Independence Animal Control Shelter <input type="checkbox"/> Ordinance</p> <p>Project/Title: <u>Jackson Co./Independence Animal Control Shelter Project No. 3119</u></p>																
<p>BUDGET INFORMATION <i>To be completed By Requesting Department and Finance</i></p>	<table border="1"> <tr> <td>Amount authorized by this legislation this fiscal year:</td> <td>\$4,923,000.00</td> </tr> <tr> <td>Amount previously authorized this fiscal year:</td> <td>\$4,849,500.00</td> </tr> <tr> <td>Total amount authorized after this legislative action:</td> <td>\$4,923,000.00</td> </tr> <tr> <td>Amount budgeted for this item * (including transfers):</td> <td>\$4,923,000.00</td> </tr> </table> <table border="1"> <tr> <td colspan="2">Source of funding (name of fund) and account code number</td> </tr> <tr> <td>014-1522-58020</td> <td>\$4,791,480.00</td> </tr> <tr> <td>002-1522-58020</td> <td>\$131,520</td> </tr> <tr> <td>Total Funding</td> <td>\$4,923,000.00</td> </tr> </table> <p>* If account includes additional funds for other expenses, total budgeted in the account is:</p> <p>OTHER FINANCIAL INFORMATION:</p> <p><input type="checkbox"/> No budget impact (no fiscal note required) <input type="checkbox"/> Term and Supply Contract (funds approved in the annual budget); estimated value and use of contract: Department: Estimated Use: \$</p> <p>Prior Year Budget (if applicable): NA Prior Year Actual Amount Spent (if applicable): NA</p>	Amount authorized by this legislation this fiscal year:	\$4,923,000.00	Amount previously authorized this fiscal year:	\$4,849,500.00	Total amount authorized after this legislative action:	\$4,923,000.00	Amount budgeted for this item * (including transfers):	\$4,923,000.00	Source of funding (name of fund) and account code number		014-1522-58020	\$4,791,480.00	002-1522-58020	\$131,520	Total Funding	\$4,923,000.00
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Total Funding	\$4,923,000.00																
<p>PRIOR LEGISLATION</p>	<p>Prior ordinances and (date): O4187 1/25/10, O4250 9/20/10, O4222, 8/2/10, O4312 5/23/2011</p> <p>Prior resolutions and (date): R16925 6/8/09, R16964 7/13/09, R17233 4/5/10</p>																
<p>CONTACT INFORMATION</p>	<p>RLA drafted by (name, title, & phone): <u>Earl Newill, P.E. Chief Engineer. 881-4538 office or 401-6401 cell</u></p>																
<p>REQUEST SUMMARY</p>	<p>Jackson County entered into an agreement with the City of Independence for the purpose of Constructing and Operating a new animal control shelter. A new shelter was designed and bids were taken for the construction in mid 2010. The bids came in too high and all were rejected. Since then bids were taken to construct the site preparation and that work has been completed. The shelter has been re-designed with simplified HVAC, reduced size, more efficient slab drainage and plumbing, etc. to reduce the cost of the construction. The reduction in size did not reduce the capacity for dogs and cats in the shelter. Bid documents have been prepared and the Department of Public Works has solicited bids for this project. Sealed proposals were opened on May 17, 2011. Eight (8) firms submitted bids. A summary of the three lowest bids are as follows:</p> <table border="1"> <thead> <tr> <th>Bidders Name</th> <th>Bid Amount</th> <th>City & State</th> </tr> </thead> <tbody> <tr> <td>R. L. Phillips Construction, Inc</td> <td>\$5,042,000.00</td> <td>Raymore, Mo.</td> </tr> <tr> <td>Straub Construction</td> <td>\$5,128,000.00</td> <td>Shawnee, KS.</td> </tr> <tr> <td>Vanum Construction Co. Inc</td> <td>\$5,311,000.00</td> <td>Kansas City, KS</td> </tr> </tbody> </table> <p>The bid package included a list of deducts the county could apply if the bids were higher than the budget. To stay within the available funds, deduct items 2, 6, 7, and 8 are being applied to the low bid reducing it by \$205,000.00 See the attached funding breakdown.</p> <p>Ordinance 4312, dated May 23, 2011 awarded this contract to R.L. Phillips Construction Company, Inc., being the low bid, R.L. Phillips has not been able to comply with the contract documents regarding bonding; therefore, we request that</p>	Bidders Name	Bid Amount	City & State	R. L. Phillips Construction, Inc	\$5,042,000.00	Raymore, Mo.	Straub Construction	\$5,128,000.00	Shawnee, KS.	Vanum Construction Co. Inc	\$5,311,000.00	Kansas City, KS				
Bidders Name	Bid Amount	City & State															
R. L. Phillips Construction, Inc	\$5,042,000.00	Raymore, Mo.															
Straub Construction	\$5,128,000.00	Shawnee, KS.															
Vanum Construction Co. Inc	\$5,311,000.00	Kansas City, KS															

	<p>an resolution be prepared transferring \$73,500.00 from 002-8005-56830 to 002-1522-58020 and recending the contract with R.L. Phillips Construction Company, Inc. and awarding the contract to Straub Construction Company, Inc., in the amount of \$4,923,000.00. The Manager of Finance shall be authorized to encumber \$4,923,000.00 to cover the cost of construction; we further request that the Director of Public Works be authorized to approve adjustments in the Contract, limited to the amount authorized by this resolution; and,</p>	
CLEARANCE	<input type="checkbox"/> Tax Clearance Completed (Purchasing & Department) <input type="checkbox"/> Business License Verified (Purchasing & Department) <input type="checkbox"/> Chapter 6 Compliance - Affirmative Action/Prevailing Wage (County Auditor's Office)	
ATTACHMENTS	Bid Tabulation, Tax Clearance, Compliance Report, Letter recommending award by the Architect, Funding Breakdown.	
REVIEW	Department Director: Jerry A Page, PE	Date:
	Finance (Budget Approval): <i>If applicable</i> 	Date: 8-17-11
	Division Manager: 	Date: 9/19/11
	County Counselor's Office:	Date:

Fiscal Information (to be verified by Budget Office in Finance Department)

- This expenditure was included in the annual budget.
- Funds for this were encumbered from the _____ Fund in _____.
- There is a balance otherwise unencumbered to the credit of the appropriation to which the expenditure is chargeable and there is a cash balance otherwise unencumbered in the treasury to the credit of the fund from which payment is to be made each sufficient to provide for the obligation herein authorized.
- Funds sufficient for this expenditure will be/were appropriated by Ordinance # _____
- Funds sufficient for this appropriation are available from the source indicated below.

Account Number:	Account Title:	Amount Not to Exceed:

- This award is made on a need basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases will, of necessity, be determined as each using agency places its order.
- This legislative action does not impact the County financially and does not require Finance/Budget approval.

**Fiscal Note:
Jackson County, Missouri**

Funds sufficient for this transfer are available from the sources indicated below.

Date:	August 17, 2011	PC# _____	RES #	<u>17658</u>
<u>Department / Division</u>	<u>Character/Description</u>	<u>From</u>	<u>To</u>	
Health Fund - 002				
8005 - Contingency	56830 - Contingency Fund	73,500.00		
1522 - Ind Animal Shelter	58020 - Buildings & Improvements			73,500.00
		73,500.00		73,500.00

Fiscal Note:

This expenditure was included in the Annual Budget.

PC# 15222011001

Date:	August 17, 2011	ORD/RES #	_____
<u>Department / Division</u>	<u>Character/Description</u>	<u>Not to Exceed</u>	
Special Obligation Bond - Cap Proj - 014			
1522 - Ind. Animal Shelter Project	58020 - Buildings & Improvements		4,791,480
Health Fund - 002			
1522 - Ind. Animal Shelter Project	58020 - Buildings & Improvements		131,520
	Total for project		4,923,000

Robert A. Ball 8-17-11
Budgeting

**Animal Shelter Bids Received May 17, 2011
Funding Breakdown**

Breakdown based on Straubs Construction bid.

	Base Bid	\$ 5,128,000.00
Less Alt.No. 2	Delete Landscaping	\$ 41,000.00
Less Alt. No. 6	Delete copper material for water supply within the building and install PEX	\$ 36,000.00
Less Alt. No. 7	Delete certain Air Returns using the space between the roof and ceiling as a plenum.	\$ 73,000.00
Less Alt. No. 8	Delete carbon filter	\$ 55,000.00
	Subtotal Delete Items	\$ 205,000.00
	Adjusted Bid	\$ 4,923,000.00

Sources of Funding

	Special Obligation Bond Capital Projects Fund- Independence Animal Shelter Project- Buildings and Improvements	\$ 4,791,480.00
014-1522-58020		
002-7902-7708	Health Fund Allocation	\$ 50,000.00
002-2810	Undesignated Fund Balance	\$ 8,020.00
	Total Funds	\$ 4,849,500.00

Confirmation Memorandum
Jackson County Missouri - Department of Public Works

TO: Ms. Dana Tadlock
Collection Department

FROM: Glen Dvorak
Engineering Division

DATE: August 17, 2011


SUBJECT: Request for Tax Clearance of Low Bidder
New Animal Shelter Facility for the City of Independence and
Jackson County
County No. 3119

In accordance with County Ordinance 1208, Sections 1003.01 and 1070, the Director of Public Works requests that Company and/or individuals listed below be verified as being listed and assessed on the County tax rolls, and are in no way delinquent on any taxes payable to the County.

Straub Construction.
7775 Meadow View Drive
Shawnee, Ks. 66227
913-451-8828

Information needed: Type of tax due, amount of tax, and if account is paid or unpaid. (If account is unpaid please include a printout of statement). Place amount paid/amount due under type that applies.

<u>Type of Tax</u>	<u>Amount Paid</u>	<u>Amount Due</u>
BUSINESS	<u>0</u>	<u>0</u>
MERCHANTS	<u>0</u>	<u>0</u>
INDIVIDUAL	<u>0</u>	<u>0</u>
REAL ESTATE	<u>0</u>	<u>0</u>


Signature (Person Verifying)

CC: Jerry A. Page, Director of Public Works
File - construction contract

Missouri Secretary of State, Robin Carnahan

SOS Home :: Business Services :: Business Entity Search

- Search
 - By Business Name
 - By Charter Number
 - By Registered Agent
 - For New Corporations
- Verify
 - Verify Certification
 - Registration Report
- File Online
 - File Fictitious Name Registration
 - File Online
- Renew Online
 - File LLC Registration
- File Online
 - Online Orders
- Register for Online Orders
- Order Good Standing
- Order Certified Documents

Search Type: Starting With
 Search Criteria: **straub construction**
 Search Date: 8/17/2011
 Search Time: 12:41

Click on the Business Entity Name or Charter Number to view more information.

Business Entity Name	Charter Number	Type	Status	Entity Creation Date
STRAUB CONSTRUCTION COMPANY, INC.	F00321974	General Business	Good Standing	12/2/1988

Records Returned 1 to 1

600 West Main Street
 Jefferson City, MO 65101
 (573) 751-4936

Certificate of Compliance

Straub Construction Company, Inc.

Whose Affirmative Action Program has been found to be in compliance with Chapter 6,

Jackson County Code which prohibits discrimination in employment practices and promotes equal employment opportunity by contractors doing business with Jackson County.

This certificate is effective for a twelve (12) month period beginning its date of execution.

Executed this

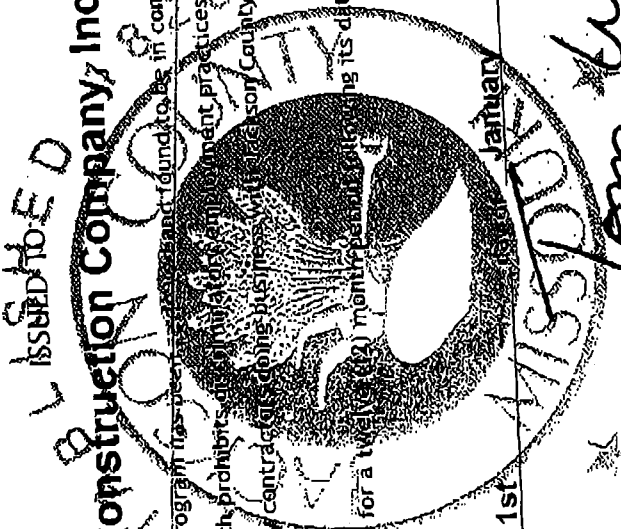
1st

2011

January

Tom Wymch

COMPLIANCE REVIEW OFFICER
JACKSON COUNTY, MISSOURI



ISSUED

**PATTERSON
LATIMER
JONES
BRANNON
DENHAM**

BID TABULATION

A New Animal Shelter Facility for
The City of Independence and Jackson County, Missouri

Date: May 17, 2011 Time: 2:00 p.m. (C.D.S.T.)	1. Bruner Contracting Co., LLC	2. Vanum Construction Co., Inc.	3. Crossland Construction Co., Inc	4. R.L. Phillips Construction, Inc.	5. Fogel-Anderson Construction
5% Bid Security	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Addendum 1,2,3,4	yes	yes	yes	yes	yes
Base Bid	\$ 590,000	\$ 311,000.00	\$ 439,000.00	\$ 499,000.00	\$ 419,000.00
Alternate Bid No. 1 (Delete Commentary Building)	\$ 000.00	75,000	79,000	49,000	77,000
Alternate Bid No. 2 (Delete Landscaping)	\$ 435.00	39,000	39,000	48,000	32,000
Alternate Bid No. 3 (Delete Weather & Drip)	14,000.00	19,500	11,000	18,000	10,000
Alternate Bid No. 4 (Delete Kennel Accessories)	39,000.00	23,000	23,000	25,000	29,000
Alternate Bid No. 5 (Delete Lab/Reception Alternat)	19,500	16,000	16,000	15,500	18,500
Alternate Bid No. 6 (Use Per Domestic Water Piping)	79,000	45,000.00	47,000	49,000	30,000
Alternate Bid No. 7 (Delete Return Air Ducts)	40,000	53,000	49,000	55,000	53,000
Alternate Bid No. 8 (Delete HVAC Carbon Filtrng)	48,000	40,000	51,000	50,500	48,000
Concrete for Foundations	135.00	350	175.00	200.	150.
Exterior Concrete Slabs	7.00	4.50	4.00	3.50	4.50
Mass Concrete	3.50	250.00	350.	320.	135.
Rock Excavation	96.00	175.00	300.	100.	125.00
Additional Work c/c	10910	10910	10910	10910	10910
Time of Completion	365 Calendar	365 Calendar	370 Calendar	300	330 Calendar

5/17/11 5:49:25 PM

CERTIFICATION OF BID OPENING
BIDS WERE PUBLICLY OPENED

ON: 5/17/11
BY: Scott Newell
Director of Public Works

RECORDED BY: Maisha
On behalf of the County Clerk

Maisha

**PATTERSON
LAIMER
JONES
BRANNON
DENHAM ...**



BID TABULATION

A New Animal Shelter Facility for
The City of Independence and Jackson County, Missouri

Date: May 17, 2011 Time: 2:00 p.m. (C.D.S.T.)	6. Straub Construction	7. Larrison Construction, Inc.	8. Excel Constructors Inc.	9	10
	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
5% Bid Security	<input checked="" type="checkbox"/> Yes	<input checked="" type="checkbox"/> Yes	<input checked="" type="checkbox"/> Yes		
Addendum 1,2,3,4	<input checked="" type="checkbox"/> Yes	<input checked="" type="checkbox"/> Yes	<input checked="" type="checkbox"/> Yes		
Base Bid	5,128,000.00	5,496,803.00	5,325,000.00		
Alternate Bid No. 1 (Oleite Cemetery Building)	27,706	68,163.00	29,305.00		
Alternate Bid No. 2 (Oleite Landscaping)	41,000	36,351.00	40,000.00		
Alternate Bid No. 3 (Oleite Wrester & dryer)	13,000	9,638.00	13,000.00		
Alternate Bid No. 4 (Oleite Keener Accessories)	29,000	21,900.00	34,000.00		
Alternate Bid No. 5 (Oleite Lobby/Reception Millwork)	9500	6,842.00	17,000.00		
Alternate Bid No. 6 (Use Per Domestic Water Piping)	30,000	7,000.00	44,000.00		
Alternate Bid No. 7 (Oleite Return Air Duct)	73,000	51,000.00	61,000.00		
Alternate Bid No. 8 (Oleite HVAC Carbon Filtering)	55,000	66,000.00	48,000.00		
Concrete for Foundations	425.	300.00	215.00		
Exterior Concrete Slabs	4,25	500	340		
Mass Concrete	175,000	300,000	215,000		
Rock Excavation	150.	100.00	80.00		
Additional Work	10/10	20/20	5/10		

346 Number 351 Foundation 385 Foundation

CERTIFICATION OF BID OPENING
BIDS WERE PUBLICLY OPENED

ON: 5-17-11

BY: Earl H. Lewis
Director of Public Works

RECORDED BY: Deborah

On behalf of the County Clerk

Deborah Lewis