

**IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI**

**AN ORDINANCE** rescinding Resolution 21697, dated August 19, 2024, appropriating \$239,495.00 from the Undesignated Fund Balance of the 2025 General Fund in acceptance of insurance proceeds from Liberty Mutual Insurance Company, authorizing the execution of a Tender Agreement with Liberty Mutual, and awarding a contract for the construction of the Buckner Tarsney Road Bridge Replacement over Fire Prairie Creek Project to Radmacher Brothers Excavating Company, Inc., under the terms and conditions of Invitation to Bid No. 24-037, at a cost to the County not to exceed \$1,586,594.00.

**ORDINANCE NO. 5988**, June 9, 2025

**INTRODUCED BY** Charlie Franklin, County Legislator

WHEREAS, by Resolution No. 21697, dated August 26, 2024, the Legislature awarded a contract to Phillips Hardy, Inc., of Columbia, MO, for construction of the Buckner Tarsney Road Bridge Replacement over Fire Prairie Creek project, under the terms and conditions of Invitation to Bid No. 24-037 for the reason that it had submitted the lowest and best bid; and,

WHEREAS, on February 5, 2025, Phillips Hardy, Inc., notified the County that it is not able to complete the project; and,

WHEREAS, the project's bonding company, Liberty Mutual Insurance Company, has submitted payment to the County for the difference between the low bid and the second low bid to Invitation to Bid No. 24-037, in the amount of \$239,495.00; and

WHEREAS, Radmacher Brothers Excavating Company, Inc., of Pleasant Hill, MO, submitted the second lowest bid on Invitation to Bid No. 24-037; now therefore,

BE IT ORDAINED by the County Legislature of Jackson County, MO, that Resolution 21697 be and hereby is rescinded; and,

BE IT FURTHER ORDAINED, that funds received from Liberty Mutual Insurance Company in the amount of \$239,495.00 be appropriated as follows:

<u>DEPARTMENT/DIVISION</u>	<u>CHARACTER/DESCRIPTION</u>	<u>FROM</u>	<u>TO</u>
General Fund			
Public Works – Special Projects			
001-9999	Insurance Proceeds	\$239,495	
001-1507	58040 Roads & Highways		\$239,495

and,

BE IT FURTHER ORDAINED that the County Executive is authorized to execute a Tender Agreement with Liberty Mutual Insurance Company in acceptance of insurance proceeds; and,

BE IT FURTHER ORDAINED that the County Executive is authorized to execute a construction contract with Radmacher Brothers Excavating Company, Inc., under the terms and conditions of Invitation to Bid No. 24-037, at a cost to the County no to exceed \$1,586,594.00; and,

BE IT FURTHER ORDAINED that 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,

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

Effective Date: This ordinance shall be effective immediately upon its signature by the County Executive.

APPROVED AS TO FORM:

Bryan Covinsky  
Bryan Covinsky (Jun 5, 2025 12:26 CDT)  
County Counselor

I hereby certify that the attached ordinance, Ordinance No. 5988 introduced on June 9, 2025, was duly passed on June 18, 2025 by the Jackson County Legislature. The votes thereon were as follows:

Yeas <u>8</u>	Nays <u>0</u>
Abstaining <u>0</u>	Absent <u>1</u>

This Ordinance is hereby transmitted to the County Executive for his signature.

<u>6.18.2025</u>	<u>Mary Jo Spino</u>
Date	Mary Jo Spino, Clerk of Legislature

I hereby approve the attached Ordinance No. 5988.

<u>6/23/2025</u>	<u>Frank White, Jr.</u>
Date	Frank White, Jr., County Executive

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: 013 1507 58040  
ACCOUNT TITLE: County Improvement Fund  
Public Works – Special Projects  
Roads & Highways  
NOT TO EXCEED: \$1,198,867.00

ACCOUNT NUMBER: 004 1506 58040  
ACCOUNT TITLE: Special Road & Bridge Fund  
Public Works – Road & Bridge Maintenance  
Roads & Highways  
NOT TO EXCEED: \$148,232.00

ACCOUNT NUMBER: 004 1507 58040  
ACCOUNT TITLE: Special Road & Bridge Fund  
Public Works – Special Projects  
Roads & Highways  
NOT TO EXCEED: \$239,495.00

06/05/2025

\_\_\_\_\_  
Date

  
Sylvya Stevenson (Jun 5, 2025 12:30 CDT)

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Chief Administrative Officer