

**REQUEST FOR LEGISLATIVE ACTION**

**Version 6/10/19**

Completed by County Counselor's Office:

Res/Ord No.: 20576  
 Sponsor(s): Tony Miller  
 Date: December 7, 2020

<b>SUBJECT</b>	Action Requested <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance  Project/Title: A Resolution authorizing the County Executive to execute Change Order #3 for the Rock Island Shared Use Path Construction Contract with Radmacher Brothers Excavation Co, Inc. at a cost not to exceed \$257,955.26.													
<b>BUDGET INFORMATION</b> <i>To be completed By Requesting Department and Finance</i>	<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td>Amount authorized by this legislation this fiscal year:</td> <td style="text-align: right;">\$257,955.26</td> </tr> <tr> <td>Amount previously authorized this fiscal year:</td> <td style="text-align: right;">\$216,895.33</td> </tr> <tr> <td>Total amount authorized after this legislative action:</td> <td style="text-align: right;">\$474,850.59</td> </tr> <tr> <td>Amount budgeted for this item * (including transfers):</td> <td style="text-align: right;">\$0.00</td> </tr> <tr> <td>Source of funding (name of fund) and account code number:</td> <td></td> </tr> <tr> <td style="padding-left: 20px;">011-3601-58060 Rock Island Railroad Capital Project Fund; Rock Island Rail Corridor Authority; Other Improvements</td> <td style="text-align: right; vertical-align: bottom;">\$257,955.26</td> </tr> </table> <p>* If account includes additional funds for other expenses, total budgeted in the account is: \$</p> <p><b>OTHER FINANCIAL INFORMATION:</b></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): _____                  Prior Year Actual Amount Spent (if applicable): _____</p>		Amount authorized by this legislation this fiscal year:	\$257,955.26	Amount previously authorized this fiscal year:	\$216,895.33	Total amount authorized after this legislative action:	\$474,850.59	Amount budgeted for this item * (including transfers):	\$0.00	Source of funding (name of fund) and account code number:		011-3601-58060 Rock Island Railroad Capital Project Fund; Rock Island Rail Corridor Authority; Other Improvements	\$257,955.26
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<b>PRIOR LEGISLATION</b>	Prior ordinances and (date): 4982 (5/22/17); 5224 (4/29/19); 5231 (6/3/19) Prior resolutions and (date): 19659 (11/20/17), 20451 (06/29/2020)													
<b>CONTACT INFORMATION</b>	RLA drafted by (name, title, & phone): Matt Davis, Rock Island Program Manager, 816-503-4849													
<b>REQUEST SUMMARY</b>	This Resolution authorizes the County Executive to execute Change Order #3 for the Rock Island Shared Use Path Construction Contract with Radmacher Brothers Excavation Co, Inc. at a cost not to exceed \$257,955.26. These costs are related to a negotiated settlement with Radmacher Brothers due to our 2019 Surface Transportation Board mandated construction shut down. Per General Condition 39 of our contract, expenses related to a work stoppage shall be paid by owner to contractor. No other contract changes are included in this change order.													
<b>CLEARANCE</b>	<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)													
<b>COMPLIANCE</b>	<input type="checkbox"/> MBE Goals <input type="checkbox"/> WBE Goals <input type="checkbox"/> VBE Goals													
<b>ATTACHMENTS</b>	Copy of Change Order #3, Copy of Negotiated Settlement,													
<b>REVIEW</b>	Department Director: <i>Michele Newman</i>	Date: 11/30/2020												
	Finance (Budget Approval): _____	Date: _____												

**APPROVED**  
By Mark Lang at 12:39 pm, Dec 01, 2020

<i>If applicable</i>		
Division Manager:	<i>Andy M. Smith</i>	Date: <i>12-3-20</i>
County Counselor's Office:	<i>Bryan D. Conroy</i>	Date: <i>12-3-20</i>

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:**

This expenditure was included in the Annual Budget.

PC# \_\_\_\_\_

Date: December 1, 2020

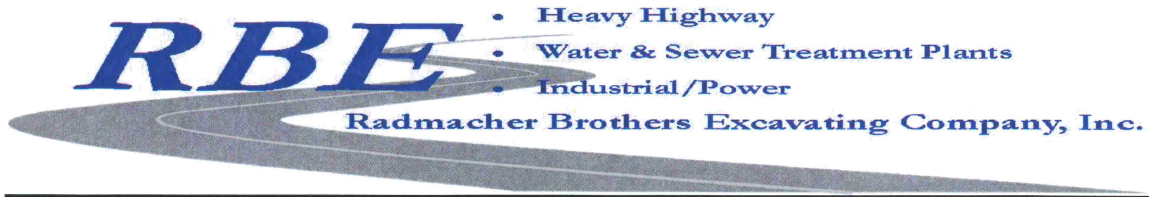
RES # 20576

<u>Department / Division</u>	<u>Character/Description</u>	<u>Not to Exceed</u>
<b>011 Rock Island Railroad Capital Project Fund</b>		
3601 Rock Island Rail Corridor Auth.	58060 Other Improvements	\$ 257,956
		<u>\$ 257,956</u>

**011 Rock Island Railroad Capital Project Fund**

**APPROVED**  
*By Mark Lang at 12:39 pm, Dec 01, 2020*

Budget Office



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2201 N. 7 Highway, Suite B \* Pleasant Hill, MO 64080 \* 816 540-3614 \* 816 540-4444 fax

November 16, 2020

Matt Davis  
Rock Island Project Manager  
Jackson County Parks & Recreation  
303 West Walnut Street  
Independence, MO 64050

Re: Rock Island Rail Corridor  
Shared Use Path  
Federal No. STP-3453(402)  
County Project No. 3221(PW 09-2018)

Matt:

As requested, we are submitting delay costs for the 2019 STB shutdown. In the spirit of partnering, Robert Radmacher and Troy Schulte negotiated a reasonable settlement number that reduced the Radmacher owned equipment that was fully depreciated. Attached are the delay costs.

If you have any questions please call.

Sincerely

Ed Andres

## Rock Island Delay Costs

			Standby Rate Hourly
138	12M VHP MOTORGRADER	B9F00853	\$ 22.14
225	CAT 315CL	CJC05319	\$ 20.34
285	CAT 336FL	RKB00334	\$ 32.10
289	336EL EXCAVATOR	BZY00588	\$ 42.05
433	CAT D6N LGP	CAT00D6NTALY01597	\$ 32.23
437	CAT D6N	LJR00608	\$ 29.16
524-1	CAT D25C	WATER TRUCK	\$ 25.42
533	CAT D250E	5TN01010	\$ 28.70
706	MANITOWOC 222B	2280820	\$ 76.21
709	MANITOWOC 222	2270918	\$ 72.65
711	2006 GROVE RT875E	225086	\$ 47.23
832	CAT CS563D VIBRATORY SMOOTH DRUM (2001)	CATCS563C9MMW00757	\$ 18.33
833	CAT CP563C COMPACTOR	5JN00933	\$ 16.16
841	CAT 815B SHEEPFOOT	15Z00535	\$ 18.25
843	CAT 815 SHEEPFOOT	17Z00840	\$ 18.25
911	KOMATSU WA-180- 3MC (Dennis Johnson)	A81273	\$ 11.26
914	CAT 950G II	BAA00131	\$ 18.52
1183	G100 RAMMER	100395E	\$ 22.76
1185	FECON BULL HOG BRUSH GRIDER BH080EXCP2	00BH80E010297	\$ 27.50
	Cost Per Day Stand by Rate	74	\$ 4,634.08
	<b>Less Equipment already Depreciated out (Radmacher Credit Per Day)</b>	<b>-74</b>	<b>\$ 1,227.00</b>
	Demobilization and Remob Driver and Lowboy & Anchor	72	\$ 145.00
	Office Trailer with Land Lease	3	\$ 500.00
	Project Administration	40	\$ 120.00
	Added Fringes 10 Man Crew	7,400	\$ 0.75
	Less One Manitowac 222B Sold in January	(27)	\$ 609.58
	<b>Total Delay Cost</b>		<b>\$ 257,955.26</b>