

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

A RESOLUTION awarding a twelve-month term and supply contract for the furnishing of asphaltic concrete for use by the Road and Bridge Division of the Public Works Department to Vance Brothers, Inc., of Kansas City, MO, as a sole source purchase.

RESOLUTION #17820, February 21, 2012

INTRODUCED BY Bob Spence, County Legislator

WHEREAS, the County desires to purchase asphaltic concrete, a hot mixture of rock and oil also known as hot mix, for use in patching roads by the Road and Bridge Division of the Public Works Department; and,

WHEREAS, the Director of Finance and Purchasing, recently solicited bids for the commodity, but received no bids; and,

WHEREAS, because of the petroleum component of hot mix, the price fluctuates based on current market rates, making a quote for a one-year pricing unfeasible; and,

WHEREAS, the Director of Finance and Purchasing recommends the award of a twelve-month term and supply contract for the furnishing of asphaltic concrete at market rates, to Vance Brothers, Inc., of Kansas City (Jackson County), MO, a current County vender, as a sole source provider, because Vance Brothers is the only vendor in the area that has bid on the contract over the last five years and is, to the best of the Director's knowledge, the only provider of the product in the local area; now therefore,

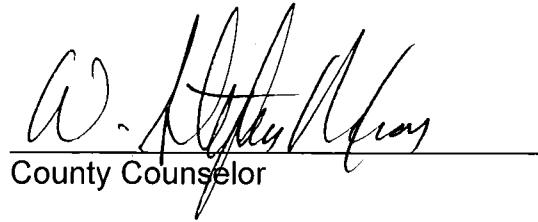
BE IT RESOLVED by the County Legislature of Jackson County, MO, that award be made as recommended by the Director of Finance and Purchasing, and that the Director be, and is hereby, authorized to execute for the County any documents necessary to the accomplishment of the award; and,

BE IT FURTHER RESOLVED that the Director of Finance and Purchasing be and hereby is authorized to make all payments, including final payments on the contract, to the extent that sufficient appropriations to the using spending agency are contained in the then current Jackson County budget.

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

APPROVED AS TO FORM:


Chief Deputy County Counselor


County Counselor

Certificate of Passage

I hereby certify that the attached resolution, Resolution #17820 of February 21, 2012, was duly passed on February 21, 2012 by the Jackson County Legislature. The votes thereon were as follows:

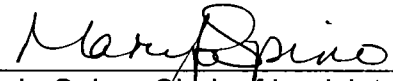
Yeas 7

Nays 0

Abstaining 0

Absent 2

2.21.12
Date


Mary Jo Spino, Clerk of Legislature

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 is subject to annual appropriation.

February 14, 2012
Date


Director of Finance and Purchasing

REQUEST FOR LEGISLATIVE ACTION

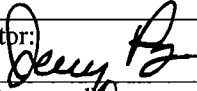
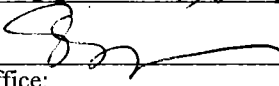
Completed by County Counselor's Office:

Res/~~Ord~~ No.: 17820

Sponsor(s): Bob Spence

Date: February 21, 2012

<p>SUBJECT</p>	<p>Action Requested <input type="checkbox"/> Resolution <input type="checkbox"/> Ordinance</p> <p>Project/Title: <u>Awarding a Twelve (12) Month Term & Supply Contract for the furnishing of ASPHALTIC CONCRETE, also known as Hot Mix, for the Road and Bridge Division of the Public Works Department to Vance Brothers Inc. (Jackson County) of Kansas City, Missouri, as a sole source purchase.</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>\$</td> </tr> <tr> <td>Amount previously authorized this fiscal year:</td> <td>\$</td> </tr> <tr> <td>Total amount authorized after this legislative action:</td> <td>\$</td> </tr> <tr> <td>Amount budgeted for this item * (including transfers):</td> <td>\$</td> </tr> <tr> <td>Source of funding (name of fund) and account code number; FROM / TO</td> <td>FROM ACCT</td> </tr> <tr> <td></td> <td>TO ACCT</td> </tr> </table> <p>* If account includes additional funds for other expenses, total budgeted in the account is: \$</p> <p>OTHER FINANCIAL INFORMATION: <input type="checkbox"/> No budget impact (no fiscal note required) <input checked="" type="checkbox"/> Term and Supply Contract (funds approved in the annual budget); estimated value and use of contract:</p> <p>Department: Road & Bridge Estimated Use: \$120,000.00</p> <p>Prior Year Budget (if applicable): \$120,000.00 Prior Year Actual Amount Spent (if applicable): \$95,630.00</p>	Amount authorized by this legislation this fiscal year:	\$	Amount previously authorized this fiscal year:	\$	Total amount authorized after this legislative action:	\$	Amount budgeted for this item * (including transfers):	\$	Source of funding (name of fund) and account code number; FROM / TO	FROM ACCT		TO ACCT
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Amount budgeted for this item * (including transfers):	\$												
Source of funding (name of fund) and account code number; FROM / TO	FROM ACCT												
	TO ACCT												
<p>PRIOR LEGISLATION</p>	<p>Prior ordinances and (date): N/A Prior resolutions and (date): 17551, 3/21/11</p>												
<p>CONTACT INFORMATION</p>	<p>RLA drafted by (name, title, & phone): Teddy Ballard, Senior Buyer, 881-3465</p>												
<p>REQUEST SUMMARY</p>	<p>Vance Brothers was the only bidder on a multi-agency bid Purchasing issued in 2010, however, Vance Brothers limited the pricing to Jackson County only. In 2011, Purchasing once again issued a bid in which included this product; Vance Brothers "No Bid" this commodity due to instability of petroleum crude pricing and the requirement to quote a price for a year. As such, the Department is requesting a sole source for this hot mixture of rock and oil used in patching the roads, which will be priced based on the current market rate when placing the order. The alternative approach to pricing is necessary due to the instability in the oil market impacting the vendor.</p> <p>Pursuant to Section 1030.1 of the Jackson County Code, 1984, the Director of Finance and Purchasing recommends the award of a Twelve (12) Month Term & Supply Contract for the furnishing of ASPHALTIC CONCRETE for the Road & Bridge Division of the Public Works Department to Vance Brothers Inc. (Jackson County) of Kansas City, Missouri, as a sole source purchase.</p> <p>This award is made on an "as needed" basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases is subject to annual appropriations.</p>												
<p>CLEARANCE</p>	<p><input checked="" type="checkbox"/> Tax Clearance Completed (Purchasing & Department) <input checked="" type="checkbox"/> Business License Verified (Purchasing & Department) <input checked="" type="checkbox"/> Chapter 6 Compliance - Affirmative Action/Prevailing Wage (County Auditor's Office)</p>												

ATTACHMENTS	Sole Source Memorandum from Ms. Kaye Merkle of the Road & Bridge Division of the Public Works Department	
REVIEW	Department Director: 	Date: 2/13/2012
	Finance (Budget Approval): If applicable N/A Deborah A Ball	Date: 2-14-2012
	Division Manager: 	Date: 2/15/12
	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.



PURCHASING DEPARTMENT

415 East 12th Street
Kansas City, Missouri 64106

816-881-3267
Fax 816-881-3268

DISPOSITION OF TERM & SUPPLY CONTRACT

TO: Kaye Merkle, R&B
FROM: Teddy Ballard, CPPB, Senior Buyer, Purchasing *TB*
DATE: December 7, 2011
RE: Sole Source: Asphaltic Concrete

The above referenced Term & Supply Contract expires on **March 22, 2012**. Attached are the specifications utilized on the current contract.

Please inform me of the following:

- A. Department does not require this sole source service.
 B. Department requires this sole source service.

Total estimated amount needed for departmental use \$ 120,000

Please return a copy of this memorandum to my attention by **December 31, 2011**, so that appropriate action can be taken.

If you have any questions, please feel free to call me at 881-3465. Thank you.

004-1506-57380

*Sole Source letter e-mailed
to J. Paeg*