

Request for Legislative Action

Res. #21302
Sponsor: Charlie Franklin
Date: June 5, 2023

Completed by County Counselor's Office

Action Requested:	Resolution	Res.Ord No.:	21302
Sponsor(s):	Charlie Franklin	Legislature Meeting Date:	6/5/2023

Introduction

Action Items: ['Award']

Project/Title:

Awarding a contract under Bid No. 23-029 Re-roofing of Park Structures to Tailor Made Exteriors of Lee's Summit, Missouri.

Request Summary

The Parks + Rec Department requires re-roofing of several park structures throughout the Parks System. The Purchasing Department issued Invitation for Bid No. 23-029, Re-roofing of Park Structures to meet those needs. A total of twenty-four (24) notifications were sent out and two (2) responses were received. After reviewing the bid tabulation, pursuant to Section 1054.6 of the Jackson County Code, the Purchasing Department and Parks + Rec Department recommend Tailor Made Exteriors of Lee's Summit, Missouri as the best bid received for all scopes of work,

We also wish to include a Material Allowance in the contract. We request the Parks Director be authorized to spend up to an additional **\$15,000** total to perform any additional work necessary due to unforeseen conditions encountered during construction. A summary of the Tailor Made Exteriors bid is as follows:

Total Bid for Group "A" Roofs (five total)	\$ 75,965.00
Total Bid for Group "B" Roofs (three total)	\$ 65,732.00
Material Allowance	\$15,000.00
Total Award Amount	\$156,697.00

Parks + Rec has budgeted \$156,697.00 in account 003-1608-58020 in the 2023 Operating Budget for this expense.

Contact Information

Department:	Parks + Rec	Submitted Date:	5/18/2023
Name:	Brian Nowotny	Email:	bpnnowotny@jacksongov.org
Title:	Deputy Director Park Operations	Phone:	816-503-4803

Budget Information

Request for Legislative Action

Amount authorized by this legislation this fiscal year:		\$156,697
Amount previously authorized this fiscal year:		\$ 0
Total amount authorized after this legislative action:		\$156,697
Is it transferring fund?		No
Single Source Funding:		
Fund:	Department:	Line Item Account:
003 (Park Fund)	1608 (Construction Services)	58020 (Buildings & Improvements)
		Amount: \$156,697

Prior Legislation	
Prior Ordinances	
Ordinance:	Ordinance date:
Prior Resolution	
Resolution:	Resolution date:
21002	July 11, 2022

Purchasing	
Does this RLA include the purchase or lease of supplies, materials, equipment or services?	Yes
Chapter 10 Justification:	Formal Bid
Core 4 Tax Clearance Completed:	Not Applicable
Certificate of Foreign Corporation Received:	Yes
Have all required attachments been included in this RLA?	Yes

Compliance	
Certificate of Compliance	
In Compliance	
Minority, Women and Veteran Owned Business Program	
Reviewed for Goals:	
MBE: 9.50%	
WBE: .00%	No goal assigned
VBE: .00%	No goal assigned
Prevailing Wage	
Construction projects over \$75000	['Separate bid']

Fiscal Information

Request for Legislative Action

- Funds sufficient for this appropriation and/or transfer are available from the source indicated on the budget information tab.

History

Submitted by Parks + Rec requestor: Brian Nowotny on 5/18/2023. Comments:

Approved by Department Approver Susan I. Kinnaman on 5/25/2023 8:45:10 AM. Comments:

Approved by Purchasing Office Approver Barbara J. Casamento on 5/25/2023 10:49:48 AM. Comments:

Approved by Compliance Office Approver Jaime Guillen on 5/25/2023 3:12:42 PM. Comments:

Approved by Budget Office Approver David B. Moyer on 5/25/2023 3:35:47 PM. Comments:

Approved by Executive Office Approver Lisa Honn on 5/30/2023 5:00:58 PM. Comments: Approving for Sylvia due to technical issue.

Approved by Counselor's Office Approver Jamesia Manning on 6/1/2023 11:51:08 AM. Comments:

Fiscal Note:

This expenditure was included in the Annual Budget.

PC# 160823003 000

Date: May 25, 2023

RES # 21302
eRLA ID #: 939

<u>Org Code</u>	<u>Description</u>	<u>Object Code</u>	<u>Description</u>	<u>Not to Exceed</u>
003	Park Fund			
1608	Construction Services	58020	Buildings & Improvements	\$ 156,697
APPROVED				\$ 156,697

Budget Office



JACKSON COUNTY Parks + Rec

22807 Woods Chapel Road
Blue Springs, Missouri 64015
MakeYourDayHere.com

Michele Newman, Director
(816) 503-4800
Fax: (816) 795-1234

To: Barbara Casamento, Purchasing Administrator

From: Brian Nowotny, Deputy Director Park Operations

cc: County Counselors Office

Date: June 1, 2023

Re: Bid No. 23-029 Re-Roofing Park Structures

The Parks + Rec Department requires re-roofing of several park structures throughout the Parks System. The Purchasing Department issued Invitation to Bid No. 23-029, Re-roofing of Park Structures to meet those needs. A total of twenty-four (24) notifications were sent out and two (2) responses were received.

After reviewing the bid proposals, pursuant to Section 1054.6 of the Jackson County Code, Parks + Rec recommends Tailor Made Exteriors of Lee's Summit, Missouri as the lowest and best bid received for all scopes of work. A summary of the bid tabulation is included below.

We also wish to include a Material Allowance in the contract. We request the Parks Director be authorized to spend up to an additional **\$15,000** total to perform any additional work necessary due to unforeseen conditions encountered during construction.

	Tailor Made Exteriors	CMS Inc.
Total Bid for Group "A" Roofs (five total)	\$ 75,965.00	\$130,905.00
Total Bid for Group "B" Roofs (three total)	\$ 65,732.00	\$158,070.00
Material Allowance	<u>\$ 15,000.00</u>	<u>\$ 15,000.00</u>
Total Bid Amount	\$156,697.00	\$303,975.00

Parks + Rec has budgeted \$156,697.00 in account 003-1608-58020 in the 2023 Operating Budget for this expense.



Frank White, Jr., County Executive

QUOTATION FORM

Re-Roofing Of Park Structures

It is the intention of the County to award GROUP "A" as the first priority based on available funding, and then GROUP "B" items on an individual basis as funding allows.

The Successful Bidder shall provide and include in the bid all **Prevailing Wage Rate** pricing, dumpsters, disposal, roofing materials, labor, equipment, tools, miscellaneous items and incidental services and supplies as needed to complete these projects following the 2009 International Building Code and according to the specifications outlined.

GROUP "A" Base Bid Facilities

The Undersigned Bidder hereby proposes to perform all work as outlined in the Specifications as necessary and incidental to the completion of the Re-Roofing of Park Structures as follows:

ITEM #1: Lake Jacomo Shelter #6, 3601 West Park Road, Lee's Summit, MO 64015

The Undersigned Bidder Hereby proposes to perform all work as indicated in the Plans for the LUMP SUM CONTRACT PRICE OF \$ 11,267.91

ITEM #2: Lake Jacomo Shelter #7, 3601 West Park Road, Lee's Summit, MO 64015

The Undersigned Bidder Hereby proposes to perform all work as indicated in the Plans for the LUMP SUM CONTRACT PRICE OF \$ 7,429.38

ITEM #3: Adair Park South Shelter, 4350 S Lee's Summit Rd, Independence, MO 64055

The Undersigned Bidder Hereby proposes to perform all work as indicated in the Plans for the LUMP SUM CONTRACT PRICE OF \$ 5,699.18

ITEM #4: Adams House at Missouri Town, 8010 E Park Rd, Lee's Summit, MO 64064

The Undersigned Bidder Hereby proposes to perform all work as indicated in the Plans for the LUMP SUM CONTRACT PRICE OF \$ 16,719.61

ITEM #5: Colonel's Barn (north) at Missouri Town, 8010 E. Park Road, Lee's Summit, MO 64086

The Undersigned Bidder Hereby proposes to perform all work as indicated in the Plans for the LUMP SUM CONTRACT PRICE OF \$ 34,848.87

GROUP "B" Add-Alternate Bid Facilities

ITEM #6: Lake Jacomo Shelter #1, 23601 E. Liggett Road, Blue Springs, MO 64015

The Undersigned Bidder Hereby proposes to perform all work as indicated in the Plans for the
LUMP SUM CONTRACT PRICE OF \$ 6,351.51

ITEM #7: Squires Barn at Missouri Town, 8010 E Park Rd, Lee's Summit, MO 64064

The Undersigned Bidder Hereby proposes to perform all work as indicated in the Plans for the
LUMP SUM CONTRACT PRICE OF \$ 41,604.39

ITEM #8: Settlers Barn at Missouri Town, 8010 E Park Rd, Lee's Summit, MO 64064

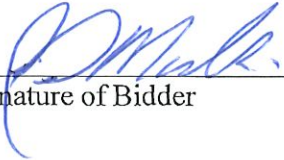
The Undersigned Bidder Hereby proposes to perform all work as indicated in the Plans for the
LUMP SUM CONTRACT PRICE OF \$ 17,775.78

CONTINGENCY AND UNIT PRICE SCHEDULE

Each proposal shall include \$5,000 (Five Thousand Dollars) within their overall bid submission as use by the Owner as a Force Account/Contingency to address unforeseen items during the course of work. The Undersigned Bidder offers, for the Owner's consideration and use, the following unit price schedule. All unit prices will be the basis of payment or credit for extras or deductions to the original Contract. The Owner reserves the right to add or delete any item of the contract as best suits its purposes or intentions. All prices must be the "installed price" and remain intact as long as original contract is enforceable. This sheet must be completed in full as an integral part of the Form of Bid. These prices include all costs to the Owner.

- | | | |
|---|--------------|--------------------------|
| 1. Wood sheathing tear-off and replacement. | Unit Sq. Ft. | Cost/Unit \$ <u>2.23</u> |
| 2. Wood facia tear-off and replacement. | Unit Ln. Ft. | Cost/Unit \$ <u>4.75</u> |

At the end of the project, any such additional work for which written authorization has been received will be included in a change order initiated by the contractor and approved by the Owner, and such change order, with copies of the written authorization attached, shall be submitted to the owner for acceptance.


Signature of Bidder

Richard Mullin / Member
Name and Title (Typed)

Tailor Made Exteriors
Company Name (Typed)

1610 SE Hamblen Rd
Company Address (Typed)

Lee's Summit, MO 64081
Company City, State, and Zip (Typed)

816.347.8328
Phone # (Typed)

AFFIDAVIT

STATE OF Missouri)
) SS.
COUNTY OF Jackson)

Richard Mullin of the city of Lee's Summit
County of Jackson State of Missouri being duly sworn on her or his oath, deposes and says,

1. That I am the Member (Title of Affiant) of Tailor Made Exteriors (Name of Bidder) and have been authorized by said Bidder to make this Affidavit upon my best information and belief, after reasonable inquiry as to the representations herein.
2. No Officer, Agent or Employee of Jackson County, Missouri is financially interested directly or indirectly what Bidder is offering to sell to the County pursuant to this Invitation (though no representation is made regarding potential ownership of publicly traded stock of bidder).
3. If Bidder were awarded any contract, job, work or service for Jackson County, Missouri, no Officer, Agent or Employee of the County would be interested in or receive any benefit from the profit or emolument of such.
4. Either Bidder is duly listed and assessed on the tax rolls of Jackson County, Missouri and is not delinquent in the payment of any taxes due to the County or Bidder did not have on December 31, 2022, any property subject to taxation by the County and if bidder is duly listed and assessed on the tax rolls of Jackson County, Missouri, bidder agrees to permit an audit of its records, if requested by the Jackson County Director of Assessment, as they relate to the assessment of Business Personal Property.
5. Bidder has not participated in collusion or committed any act in restraint of trade, directly or indirectly, which bears upon anyone's response or lack of response to the Invitation.
6. Bidder certifies and warrants that Bidder or Bidder's firm/organization is not listed on the General Services Administration's Report of Debarred and/or Suspended Parties, or the State of Missouri and City of Kansas City, Missouri Debarment List.
7. Bidder certifies and affirms its enrollment and participation in a federal work authorization program with respect to the employees working in connection with the contracted services.
8. Bidder certifies and affirms that it does not knowingly employ any person who is an unauthorized alien in connection with the contracted services.

Tailor Made Exteriors (Name of Bidder)

By: [Signature] (Signature of Affiant)

Member (Title of Affiant)

Subscribed and sworn to before me this 2nd day of May, 2023

[Signature]
NOTARY PUBLIC in and for the County of Jackson (SEAL)

State of Missouri

My Commission Expires: 8/15/2026

CATHERINE A. SWISS NOTARY PUBLIC NOTARY SEAL STATE OF MISSOURI JACKSON COUNTY COMMISSION # 22667585 MY COMMISSION EXPIRES 8/15/2026
--

A CONTRACT for Furnishing Roofing for the Parks and Rec Department.

A Contract between Jackson County Missouri ("County") and the undersigned ("Contractor"), collectively referred to as the "parties". The term "offer" as used herein refers to Contractor's offer made in response to this Bid Number. The parties agree as follows in consideration of the mutual covenants contained herein.

This Contract shall be binding when it is signed by the County's Purchasing Officer and/or Accounting Officer as required by SEC. 50.660 RSMo., and shall run from such date until all parties are satisfied unless it is sooner terminated as provided elsewhere herein

This Contract consists of: (1) Contractor's offer, including those papers which Contractor submitted with or expressly incorporated in its offer as a part thereof, to the extent the terms of such papers were expressly or impliedly accepted by the County, or were modified in writing with the express or implied consent of the parties; (2) written modification to this Contract signed by the County's Purchasing Officer and consented to expressly or impliedly by Contractor. This Contract represents the entire agreement between the parties in regard to this Bid Number. All modifications to this Contract must be in writing signed by the County's Purchasing Officer.

The laws of the State of Missouri and Jackson County, Missouri govern this Contract. This Contract shall be binding upon and to the benefit of the successor and assignees of the parties. The Contractor shall not assign this Contract or any monies payable hereunder without the prior written consent of the County. Contractor is an independent contractor of the County and shall indemnify the County for loss, damage or liability which the County incurs to the extent that such results proximately from the negligence or violation of Contractor or its employees, agents or subcontractors.

In regard to any goods which are included in the sale hereunder, Contractor makes to the County the warranties provided in Article Two of the Uniform Commercial Code of the State of Missouri to the extent that they apply by the terms thereof.

The County gives each of its employees an employee identification card having thereon a photograph of the employee. The County will not pay for any goods and/or services delivered by Contractor to any persons who did not present to Contractor at the time of delivery their County Identification Cards and who were not in fact authorized to receive delivery.

The County will pay to Contractor the applicable pricing quoted by Contractor in its offer for any goods and/or services whose purchase was ordered by the County's Purchasing Officer in consequence of the County's acceptance of Contractor's offer. The County will make good faith effort to make payment within thirty (30) days after the latest of: (1) the date of proper delivery to the County; (2) the date of acceptance by the County; (3) the date when the receiving department has received from the Contractor a correct and complete invoice showing the pertinent County Purchase Order Number(s). Payment may be withheld by the County to protect itself from actual or potential loss which has resulted or may result from the Contractor's non-performance of any of its duties required hereunder.

Contractor warrants that no officer or employee of the County, whether elected or appointed, shall in any manner whatsoever be interested in or receive any benefit from the profits or emoluments of this contract.

If the County awarded this Contract, would the Contractor sell under the prices and terms of this Contract to any Municipal, County, Public Utility, Hospital, or Educational Institution having membership in the Mid-America Council of Public Purchasing and located within the greater Kansas City Metropolitan Trade Area? (All deliveries are to be F.O.B. Destination and there shall be no obligation on the part of any member of such Council to utilize this Contract).

(Check one) Yes ☒ No ☐ Initials PLA Minimum order, if applicable \$ as long as no material price increases occur.

ALL PAGES OF THIS INVITATION TO BID ARE EXPRESSLY MADE A PART OF THIS CONTRACT. The format of this Contract has been approved by the County Counselor's Office. Signature of vendor as indicated below MUST BE COMPLETED before contract can be awarded;

CONTRACTOR'S NAME: Tailor Made Exterior PHONE NO: 816.347.8328
ADDRESS: 1610 SE Hamblen Rd, Lees Summit, MO 64081 FAX NO: 816.347.8335

NAME OF AUTHORIZED AGENT(print or type): Richard Mullin DATE: 5-2-23
SIGNATURE OF AUTHORIZED AGENT: [Signature] TITLE: Member

EMAIL ADDRESS OF AUTHORIZED AGENT: rick@tmext.com

FEDERAL ID NO: 43-1929419 and/or SOCIAL SECURITY NO: _____

SPECIFY: MINORITY OWNED (MBE): _____ WOMAN OWNED (WBE): _____ (Check If Applicable)
 * * * * *
 JACKSON COUNTY MISSOURI BY BOB CRUTSINGER, DIRECTOR OF FINANCE AND PURCHASING

SIGNATURE OF BOB CRUTSINGER: _____ DATE: _____

STATEMENT OF COCTOR'S QUALIFICATIONS

(Complete in full, Use attachments if necessary)

Name of Bidder: Tailor Made Exterior	
Address with Zip Code: 1610 SE Hamblen Rd, Lees Summit, MO 64081	
Federal Tax I.D. Number: 43-1929419	
Check One: Corporation Partnership Sole Proprietorship X LLC	
If SOLE PROPRIETORSHIP , state name, address and phone number of owner:	
Richard Mullin, 1610 SE Hamblen Rd, Lees Summit, MO 64081 (816)347-8328	
If CORPORATION:	
Date of Incorporation:	Name of State(s) in which incorporated:
President's Name:	Vice-President's Name:
Secretary's Name:	Treasurer's Name:
If PARTNERSHIP:	
Is the Partnership: General Limited Association (Check one)	
Date of Organization:	
Name and addresses of all partners:	
1.	
2.	
3.	
GENERAL INFORMATION:	
Percent of work to be done under the proposed contract by your own staff: 100%	
No. of Permanent Employees: 20	Geographical Limits of Operation: Kansas and Missouri
No. of years in business: 22 years	
Have you ever done business under a different name: Yes No X (Check one)	
If Yes, give Name and Location:	
Has contractor ever withdrawn or defaulted on a contractual obligation: Yes No X (Check one)	
If Yes, state where and why:	

STATEMENT OF CONTRACTOR'S QUALIFICATIONS - Continued

Has Contractor ever been sued for breach of any contract? Yes No X (Check one)

If Yes, Explain:

List Completed Contracts within the Past Three Years, Including Amount of Each:

Buckner Ct Renovation - \$326,336.16	The Fountains Roof Replacement - \$93,581.62
TB Watkins Stair and Handrails - \$768,000.00	Pleasant Hill Roof Replacement - \$13,293.48
Duncan Estates Exterior Renovation - \$539,656.58	The Landings Roof Replacement - \$145,981.00

List of Current Contracts, Including Amount of Each:

HAKC HQ Renovation - \$3,079,000
 Volker Building Roof Replacement - \$112,526.00
 Silverwood Stair Replacement - \$58,232.20

Customer Reference (state name, address, and phone number):

Doug Martin, 3822 Summit St, Kansas City, MO 816.968.4174 Brandon
 Robinson 401 Delaware St #001, Kansas City, MO 417.319.2813 Erik
 Berg 111 SE Grand Ave, Lees Summit, MO 64063 816.524.1100

List each subcontractor you plan to use if awarded the contract. If no, so state.

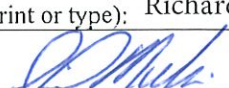
SUBCONTRACTOR'S NAME & PHONE #	ITEM OF WORK	\$ AMOUNT OF CONTRACT	MBE/WBE
Primus Consulting 913.832.9659	Material	Group A \$7,004.72 Group B \$5,006.83	MBE

State any other relevant information concerning Contractor's history, credentials, responsibility and capabilities (If none, so state):
 N/A

DBE STATUS Indicate status claimed:

1. Minority Owned Business (MBE) YES ___ NO X
 African American ___ Latino ___ Native American ___ Asian ___ Pacific Islander ___
2. Woman Owned Business (WBE) YES ___ NO X
3. Small Business YES ___ NO X

For consideration as an MBE, WBE or Small Business, a copy of any governmental entity or Minority Supplier Council certification must be attached.

Prepared by (print or type): Richard Mullin	Title: Member
Signature: 	Date: 05/02/2023

ACKNOWLEDGMENT OF RECEIPT OF ADDENDA

The undersigned acknowledges receipt of Addenda through and including numbers 1 and that this Bid is submitted in accordance with information, instructions, and stipulations set forth therein.



Signature of Respondent

05/02/2023
Date

Tailor Made Exteriors
Company Name

1610 SE Hamblen Rd
Address

Lees Summit, MO 64081
City, State, and Zip

816.347.8328
Phone

STATEMENT OF NO BID

TO: Jackson County Purchasing Department
Jackson County Courthouse
415 East 12th Street, Room G1
Kansas City, MO 64106

N/A

We, the undersigned, have declined to submit a bid in response to this Invitation to Bid for the following reasons(s):

____ Specifications too "tight", i.e., geared toward one brand or supplier.

____ Insufficient time to respond to the bid.

____ We do not offer this product or service.

____ Our schedule would not permit us to perform.

____ We are unable to meet specifications.

____ We are unable to meet bond requirements.

____ Specifications are not clear (explain).

____ We are unable to meet insurance requirements.

____ Remove us from your list for this commodity or service.

____ Other (explain). _____

REMARKS _____

Company Name: _____

Signature: _____

Telephone: _____

Date: _____

EXHIBIT F

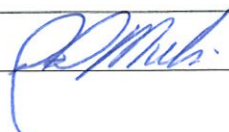
**BIDDER'S EXCEPTIONS
TO
SPECIFICATIONS
OF
JACKSON COUNTY, MISSOURI INVITATION TO BID NO. 23-029**

Respondent's attention is directed to Paragraph 4 of the General Conditions of this Invitation to Bid. **READ THIS PARAGRAPH CAREFULLY.**

The following exceptions to the Specifications of Invitation to Bid No. 23-029 are requested by the undersigned Respondent: (Use additional pages as necessary.)

REFERENCE PARA # & PAGE #	EXCEPTION REQUESTED
	None

Name of Firm: Tailor Made Exteriors

Signature of Bidder: 

ACKNOWLEDGMENT

Respondent acknowledges that it is responsible for considering the effect that any change order and/or amendments changing the total contract amount may have on its ability to meet or exceed the subcontractor participation goals.

List of Intended Subcontractors:

Respondent acknowledges that it is responsible for submitting a **List of Intended Subcontractors (LIS)** prior to receiving a contract award as a result of its response to the above ITB/RFP/RFQ. This affidavit in conjunction with the LIS constitutes the **Contractor's Utilization Plan (CUP)**, which sets out the Respondent's plan to utilize MBE and/or WBE and/or VBE prime and subcontractors on the awarded contract. **The CUP is contractually binding and any changes to either document must follow a modification process as described below.**

Good Faith Effort:

Respondent further acknowledges that it is responsible for submitting a **Good Faith Effort Form** if it will be unable to meet the participation goals. A **Good Faith Effort Form** documents the efforts a respondent puts forth to achieve the MBE and/or WBE and/or VBE goals on a project. **Simply stating that goals cannot be met is not considered sufficient.**

Contractor Modification Form:

If, at any point during the life of the awarded contract, the contractor needs to substitute an approved subcontractor a **Contractor Modification Form** must be submitted to the Compliance Review Office.

Any Good Faith Effort or Contractor Modification Form must be approved by the Compliance Review Office.

*****Contact the Compliance Review Office for assistance or to request forms.*****

I hereby certify that I am authorized to make this Affidavit on behalf of the Respondent named below and who shall abide by the terms set forth herein. I acknowledge that the assigned values determined by this CUP shall be enforceable under the contract terms and conditions.

Respondent Primary Contact (Print) : Richard Mullin

Title: Member Email: rick@tmext.com

Date: 05/02/2023 Phone: 816.347.8328

Signature:  Date: 05/02/2023

NOTARIZED:
Subscribed and sworn to before me this 2nd day of May, 2023.

My Commission Expires: 8/15/2026

CATHERINE A. SWISS
NOTARY PUBLIC NOTARY SEAL
STATE OF MISSOURI
JACKSON COUNTY
COMMISSION # 22667585
MY COMMISSION EXPIRES 8/15/2026

NOTARY PUBLIC

Attach Corporate Seal if applicable