

CERTIFIED COPY OF ORDER

STATE OF MISSOURI }
County of Boone } ea.

September Session of the July Adjourned

Term. 20 09

In the County Commission of said county, on the 22nd day of September 20 09

the following, among other proceedings, were had, viz:

Now on this day the County Commission of the County of Boone does hereby approve the request by Public Works to utilize Crown power and Equipment as a sole source vendor to purchase boom mower parts for the Tiger mowers.

Done this 22nd day of September, 2009

ATTEST:

Wendy S. Noren
Wendy S. Noren
Clerk of the County Commission

Kenneth M. Pearson
Kenneth M. Pearson
Presiding Commissioner

Karen M. Miller
Karen M. Miller
District I Commissioner

Skip Elkin
Skip Elkin
District II Commissioner

Boone County Purchasing

Melinda Bobbitt, CPPB
Director



601 E. Walnut, Room 208
Columbia, MO 65201
Phone: (573) 886-4391
Fax: (573) 886-4390

MEMORANDUM

TO: Boone County Commission
FROM: Melinda Bobbitt, CPPB
DATE: September 14, 2009
RE: Sole Source Purchase – 88-123109SS – Tiger Mower Parts

The Public Works Department requests permission to utilize Crown Power and Equipment as a sole source vendor to purchase boom mower parts for the Tiger mowers located in the Public Works Department. Cooke Sales and Service was the territory dealer for the parts and were our sole source vendor until they recently went out of business. Tiger Corporation was approved as a temporary sole source provider until the dealer assigned Crown Power and Equipment as the territory dealer.

Attached is the sole source request form for signature submitted by the Public Works Department.

ATT Sole Source Request

cc: Greg Edington, PW
Bid File

445 -2009

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STATE OF MISSOURI }
County of Boone } ea.

September Session of the July Adjourned

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In the County Commission of said county, on the 22nd day of September 20 09

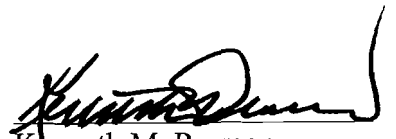
the following, among other proceedings, were had, viz:

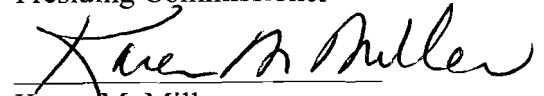
Now on this day the County Commission of the County of Boone does hereby award bid 51-03Sep09 – Sunrise estates Subdivision Pavement Project Phase I to APAC Missouri. It is further ordered the Presiding Commissioner is hereby authorized to sign said contract.

Done this 22nd day of September, 2009.

ATTEST:

Wendy S. Noren KS
Wendy S. Noren
Clerk of the County Commission


Kenneth M. Pearson
Presiding Commissioner


Karen M. Miller
District I Commissioner


Skip Elkin
District II Commissioner

Boone County Purchasing

Tyson Boldan
Office Specialist



601 E. Walnut, Room 208
Columbia, MO 65201
Phone: (573) 886-4392
Fax: (573) 886-4390

MEMORANDUM

TO: Boone County Commission
FROM: Tyson Boldan
DATE: September 21, 2009
RE: 51-03SEP09 – Sunrise Estates Subdivision Pavement Project Phase 1

The Bid for Sunrise Estates Subdivision Pavement Project Phase 1 closed on September 03, 2009. Two bids were received. Purchasing and the Public Works department recommend award to APAC Missouri for offering the lowest and best bid for Boone County.

A deduction of \$6,484.00 for Recycle Asphalt Products brings the Bid Total to \$358,943.74.00 with a 10% contingency amount of \$35,894.37.00 for a Purchase Order total of \$394,838.11.00. Contract will be paid from department 2040 – PW – Maintenance Operations, account 71100 – Outside Services. The Engineer's Estimate was \$414,827.00.

Attached is the Bid Tabulation for your review.

ATT: Bid Tabulation

cc: Jeff Mcann, PW
Bid File

Boone County Purchasing

Tyson Boldan
Buyer



601 E. Walnut, Rm. 209
Columbia, MO 65201
(573) 886-4392
(573) 886-4390

TO: Jeff Mcann

FROM: Tyson Boldan
Buyer

DATE: September 9, 2009

RE: Bid Award Recommendation – # 51-03SEP09 – Sunrise Estates Subdivision
Pavement Project Phase I

Attached is the bid tabulation for the two responses received for the above referenced bid. Please return this cover sheet with your recommendation by fax to 886-4390 after you have completed the evaluation of this bid. If you have any questions, please call or e-mail me.

DEPARTMENT REPLY:

Please complete the following:

Department Number: 2040

Account Number: 7100

Budgeted: \$ 500,000.00

Award Amount: 358,943.74*

Contingency Amount: 35,894.37

Total (contract award + contingency): 394,838.11

** Award amount includes
\$2.00/ton deduct for
Recycled Asphalt Product (R.A.P.)
per recommendation by
Infrastructure Manager.
Total deduct = \$6,484.00.*

Award Bid by low bid to APAC Missouri.

Recommend accepting the following bid(s) for reasons detailed on attached page. (Attach department recommendation).

Recommend rejecting bid for reasons detailed on attached page. (Attach department recommendation).

Administrative Authority Signature: Derin Campbell
Derin Campbell

Date: 9/9/09

CONTRACT AGREEMENT

THIS AGREEMENT, made and entered into by and between the County of Boone through the Boone County Commission (hereinafter referred to as the Owner), and **APAC Missouri**, (hereinafter referred to as the Contractor).

WITNESSETH: That for and in consideration of the acceptance of Contractor's bid and the award of this contract to said Contractor by the Owner and in further consideration of the agreements of the parties herein contained, to be well and truly observed and faithfully kept by them, and each of them, it is agreed between the parties as follows, to wit:

The Contractor at his own Expense hereby agrees to do or furnish all labor, materials, and equipment called for in the bid designated and marked:

BID NUMBER 51-03SEP09 – Sunrise Estates Subdivision Pavement Project Phase 1

Project No. 07-555

BOONE COUNTY, MISSOURI

and agrees to perform all the work required by the contract as shown on the plans and specifications. The contract award amount is the full Bid Total of \$365,427.74 minus the Recycle Asphalt Products deduction of \$6,484.00 for a total award of \$358,943.74.

The following contract documents and any applicable Addenda are made a part hereof as fully as if set out herein: Change orders issued subsequent to this contract shall be subject to the terms and conditions of the agreement unless otherwise specified in writing.

- Notice to Bidders
- Bid Response
- Statement of Bidders Qualifications
- Instructions to Bidders
- Bid Form
- Anti-Collusion Statement
- Signature and Identity of Bidder
- Bidders Acknowledgment
- Work Authorization
- Insurance Requirements
- Contract Conditions
- Contract Agreement
- Performance Bond
- Labor & Material Payment Bond, which shall be completed and returned to the County within 15 days of the date of this Contract
- General Specifications
- Technical Specifications
- Special Provisions
- Affidavit—OSHA Requirements
- Affidavit—Prevailing Wage
- State Wage Rates-Annual Wage Order No. 16
- Boone County Standard Terms and Conditions

It is understood and agreed that, except as may be otherwise provided for by the "General Specifications, and "Technical Specifications," and "Special Provisions" the work shall be done in accordance with the "Missouri Standard Specifications for Highway Construction, 1999", a copy of which can be obtained from the State of Missouri, Missouri Highway and Transportation Division in Jefferson City, Missouri. Said Specifications are part and parcel of this contract, and are incorporated in this contract as fully and effectively as if set forth in detail herein.

The Contractor further agrees that he is fully informed regarding all of the conditions affecting the work to be done, and labor and materials to be furnished for the completion of this contract, and that his information was secured by personal investigation and research and not from any estimates of the Owner; and that he will make no claim against the Owner by reason of estimates, tests, or representation of any officer, agent, or employees of the Owner.

The said Contractor agrees further to begin work not later than the authorized date in the Notice to Proceed, and to complete the work within the time specified in the contract documents or such additional time as may be allowed by the Engineer under the contract.

The work shall be done to complete satisfaction of the Owner and, in the case the Federal Government or any agency thereof is participating in the payment of the cost of construction of the work, the work shall also be subject to inspection and approval at all times by the proper agent or officials of such government agency.

The parties hereto agree that this contract in all things shall be governed by the laws of the State of Missouri.

Contractor agrees it will pay not less than the prevailing hourly rate of wages to all workers performing work under the contract in accordance with the prevailing wage determination issued by the Division of Labor Standards of the Department of Labor and Industrial Relations for the State of Missouri and as maintained on file with the Boone County Public Works Department.

The Contractor further agrees that it shall forfeit as a penalty to the County of Boone the sum of \$100.00 for each worker employed for each calendar day or portion thereof such worker is paid less than the stipulated rates set forth in the prevailing wage determination for the project for any work done under this contract by the Contractor or by any Subcontractor employed by the Contractor pursuant to the provisions of Section 290.250 RSMo. The Contractor further agrees that it will abide by all provisions of the prevailing wage law as set forth in Chapter 290 RSMo. and rules and regulations issued thereunder and that any penalties assessed may be withheld from sums due to the Contractor by the Owner.

The contractor agrees that he will comply with all federal, state, and local laws and regulations and ordinances and that he/she will comply and cause each of his/her subcontractors, and directives pertaining to nondiscrimination against any person on the grounds of race, color, religion, creed, sex, age, ancestry, or national origin in connection with this contract, including procurement of materials and lease of equipment; therefore, in accordance with the special provisions on that subject attached hereto, incorporated in and made a part of the Contract.

The Contractor expressly warrants that he/she has employed no third person to solicit or obtain this contract in his behalf, or to cause or procure the same to be obtained upon compensation in any way contingent, in whole or in part, upon such procurement; and that he has not paid, or promised or agreed to pay to any third person, in consideration of such procurement, or in compensation for services in connection therewith, any brokerage, commission or percentage upon the amount receivable by him hereunder; and that he has not, in estimating the contract price demand by him, included any sum by reason of such brokerage, commission, or percentage; and that all moneys payable to him hereunder are free from obligation of any other person for

**51-03SEP09 - Sunrise
Estates Subdivision
Pavement Project Phase 1**

BID TABULATION			APAC		CHRISTENSEN	
Description	Unit	Qty.	Unit Price	Total	Unit Price	Total
N	LS	1	\$1,000.00	\$1,000.00	\$5,000.00	\$5,000.00
CONTROL -	LS	1	\$800.00	\$800.00	\$2,000.00	\$2,000.00
CONTROL	LS	1	\$1,050.00	\$1,050.00	\$2,000.00	\$2,000.00
REMOVALS	LS	1	\$1,000.00	\$1,000.00	\$2,000.00	\$2,000.00
BUTT JOINTS	EA	106	\$20.00	\$2,120.00	\$50.00	\$5,300.00
(ZINC)	LF	77	\$35.00	\$2,695.00	\$40.00	\$3,080.00
CMP (ZINC)	LF	47	\$79.00	\$3,713.00	\$50.00	\$2,350.00
ARCH CMP	LF	26	\$65.00	\$1,690.00	\$55.00	\$1,430.00
CMP (ZINC)	LF	70	\$68.00	\$4,760.00	\$60.00	\$4,200.00
W/MITERED	LF	111	\$40.00	\$4,440.00	\$42.00	\$4,662.00
W/MITERED	LF	121	\$50.00	\$6,050.00	\$44.00	\$5,324.00
W/MITERED	LF	81	\$60.00	\$4,860.00	\$49.00	\$3,969.00
W/MITERED	LF	49	\$65.00	\$3,185.00	\$62.00	\$3,038.00
<i>Deduction</i> 1 ASPHALT	TON	2161	\$59.00	\$127,499.00	\$62.00	\$133,982.00
ASPHALT	TON	1081	\$59.00	\$63,779.00	\$62.00	\$67,022.00
PAVING	SY	19874	\$2.61	\$51,871.14	\$2.74	\$54,454.76
STREET	SY	736	\$58.00	\$42,688.00	\$60.00	\$44,160.00
CONCRETE	SY	117	\$65.00	\$7,605.00	\$90.00	\$10,530.00
ASPHALT	SY	29	\$69.00	\$2,001.00	\$20.00	\$580.00
GRAVEL	SY	48	\$12.00	\$576.00	\$7.00	\$336.00
ASPHALT	LF	2361	\$2.88	\$6,799.68	\$1.00	\$2,361.00
TOPSOIL	LS	1	\$6,750.00	\$6,750.00	\$9,000.00	\$9,000.00
FILL FOR	CY	40	\$40.00	\$1,600.00	\$80.00	\$3,200.00
GRADING	LF	967	\$7.00	\$6,769.00	\$10.00	\$9,670.00
CONTROL	SY	971	\$2.52	\$2,446.92	\$3.00	\$2,913.00
ON (SEED,	LS	1	\$3,850.00	\$3,850.00	\$15,000.00	\$15,000.00
WATER	EA	2	\$1,200.00	\$2,400.00	\$1,000.00	\$2,000.00
ADJUSTMEN	EA	1	\$80.00	\$80.00	\$100.00	\$100.00
ADJUSTMEN	EA	6	\$225.00	\$1,350.00	\$750.00	\$4,500.00
Bid Total				\$365,427.74		\$404,161.76
DEDUCTION PER TON = \$ (20% MAXIMUM)				\$2.00		\$2.00
Bid Response				YES		YES
Work Authorization Certification				YES		YES
Statement of Bidders Qualifications				YES		YES
Anti-Collusion Statement				YES		YES
Bid Bond				YES		YES
Signature and Identity of Bidder				YES		YES
Bidders Acknowledgment				YES		YES

BID FORM
Sunrise Estates Subdivision Pavement Project-Phase I
Project No: 07-555

All items shown on the project plan sheets and not included in the above bid items shall be deemed incidental to the project and included in the unit prices given. In case of error in the extension, the unit price times the estimated quantity will govern.

Description	Unit	Qty.	Unit Price	Total
MOBILIZATION	LS	1	\$1,000.00	\$ 1,000.00
TRAFFIC CONTROL - LOCAL	LS	1	\$ 800.00	\$ 800.00
EROSION CONTROL	LS	1	\$1,050.00	\$ 1,050.00
REMOVALS	LS	1	\$1,000.00	\$ 1,000.00
MILLED BUTT JOINTS	EA	106	\$ 20.00	\$ 2,120.00
18" CMP (ZINC)	LF	77	\$ 35.00	\$ 2,695.00
TWIN 18" CMP (ZINC)	LF	47	\$ 79.00	\$ 3,713.00
TWIN 24"x18" ARCH CMP (ZINC)	LF	26	\$ 65.00	\$ 1,690.00
35"x24" ARCH CMP (ZINC)	LF	70	\$ 68.00	\$ 4,760.00
15" CMP W/MITERED ENDS (ALUMINIZED)	LF	111	\$ 40.00	\$ 4,440.00
18" CMP W/MITERED ENDS (ALUMINIZED)	LF	121	\$ 50.00	\$ 6,050.00
24" CMP W/MITERED ENDS (ALUMINIZED)	LF	81	\$ 60.00	\$ 4,860.00
36" CMP W/MITERED ENDS (ALUMINIZED)	LF	49	\$ 65.00	\$ 3,185.00
2" THICK BP-1 ASPHALT OVERLAY	TON	2161	\$ 59.00	\$ 127,499.00
TYPE 'C' ASPHALT LEVELING COURSE	TON	1081	\$ 59.00	\$ 63,779.00
TRUPAVE PAVING FABRIC	SY	19874	\$ 2.61	\$ 51,871.14
DIG OUT STREET REPAIR	SY	736	\$ 58.00	\$ 42,688.00
6" THICK CONCRETE STREET PATCH	SY	117	\$ 65.00	\$ 7,605.00
4" THICK ASPHALT DRIVE REPLACEMENT PATCH	SY	29	\$ 69.00	\$ 2,001.00
4" THICK GRAVEL DRIVE REPLACEMENT PATCH	SY	48	\$ 12.00	\$ 576.00
2" THICK ASPHALT DRIVEWAY APRON (1' WIDE)	LF	2361	\$ 2.88	\$ 6,799.68
1' WIDE TOPSOIL EDGE TREATMENT (12,790± LF)	LS	1	\$ 6,750.00	\$ 6,750.00
TOPSOIL FILL FOR LOW AREA	CY	40	\$ 40.00	\$ 1,600.00
DITCH GRADING	LF	967	\$ 7.00	\$ 6,769.00
EROSION CONTROL BLANKET SC-150	SY	971	\$ 2.52	\$ 2,446.92
RESTORATION (SEED, FERTILIZE & TYPE 3 MULCH)	LS	1	\$ 3,850.00	\$ 3,850.00
LOWER WATER SERVICE LINE	EA	2	\$ 1,200.00	\$ 2,400.00
VALVE BOX ADJUSTMENT	EA	1	\$ 80.00	\$ 80.00
MANHOLE ADJUSTMENT	EA	6	\$ 225.00	\$ 1,350.00
Bid Total				\$ 365,427.74

365,427.74

DEDUCTION PER TON = \$ 2.26 (20% MAXIMUM)
 MUST PROVE WHERE RAP CAME FROM AND IS INSPECTABLE

**BOONE COUNTY DEPARTMENT OF PUBLIC WORKS
DESIGN AND CONSTRUCTION DIVISION**

Change Order No.: One (1) P.O. 2009000198 Job No.: 11 - 19 MAR 09 Date: 1-28-10

Project Location: Sunrise Estates Subdivision Pavement Project - Phase I

FINAL CLOSE OUT

Contractor: APAC - Missouri

It is hereby mutually agreed that when this change order has been signed by the contracting parties, the following described changes in the work required by the contract shall be executed by the contractor without changing the terms of the contract except as herein stipulated and agreed.

Description of Changes: See attached sheet (Exhibit A)

CONTRACTORS PROPOSAL FOR THE ABOVE DESCRIBED CHANGES:

I/We hereby agree to the modifications of the contract as described above and agree to furnish all material and labor and perform all work in connection therewith in accordance with the requirements for similar work in existing contract except as otherwise stipulated herein, for the following considerations:

Contract Amount: Deduct from the Contract Amount a total of

Nine Thousand Six Hundred Thirty Three Dollars and 43/100 (\$9,633.43)

CONTRACTOR - APAC - Missouri

SIGNATURE 

DATE 1/28/10

Recommended by: Chief Public Works Inspector

Approved by Director DC

SIGNATURE Keith Austin

DATE 1/29/10

Accepted by: Boone County

SIGNATURE 

DATE 1/29/2010

STATEMENT OF CONTRACT AMOUNT:

ORIGINAL CONTRACT AMOUNT	\$	358,943.74
PREVIOUS ADDITIONS	\$	0.00
TOTAL	\$	358,943.74
PREVIOUS DEDUCTIONS	\$	0.00
NET PRIOR TO THIS CHANGE	\$	358,943.74
AMOUNT OF THIS CHANGE		
	ADD	<input type="checkbox"/>
	DEDUCT	<input checked="" type="checkbox"/>
	\$	(9,633.43)

CONTRACT AMOUNT TO DATE

CERTIFICATION: \$ 349,310.31

I certify that this contract is within the purpose of the appropriation to which it is to be charged and there is an unencumbered balance of such appropriation sufficient to pay the costs arising from this contract.

June E. Pitchford 1/28/10
Auditor by cf Date

Boone County Public Works Design and Construction

Exhibit A

Change Order # 1

P.O.: 2009000198

Job # 51 - 03SEP09

Date: 1/28/10

Project: Sunrise Estates Subdivision Pavement Project - Phase I

Contractor: APAC - Missouri

Address: P.O. Box 1117
Columbia, Missouri 65205

Description of Changes:

1. This deduction occurred due to a difference between design quantities and the as built quantity.
2. This deduction occurred due to a difference between design quantities and the as built quantity.
3. This deduction occurred due to a difference between design quantities and the as built quantity.
4. This increase occurred due to a difference between design quantities and the as built quantity.
5. This increase occurred due to a difference between design quantities and the as built quantity.
6. This increase occurred due to a difference between design quantities and the as built quantity.
7. This deduction occurred because anticipated waterline were not encountered.
8. This increase occurred due to a difference between design quantities and the as built quantity.
9. This increase occurred because the estimated tons of asphalt decreased which caused the anticipated RAP Deduction to decrease causing a net gain in contract total.
10. This increase occurred because APAC was concerned that a RAP mix may not be as suitable for placement in cooler temperatures as a virgin mix. It was determined that this change was equally beneficial to both parties so the increase in cost would be shared.

ITEM	CONTRACT AMOUNT	UNITS TO BE CONSTRUCTED	OVERRUN, UNDERRUN, CONTINGENT	CONTRACT OR AGREED UNIT PRICE	AMOUNT OF CHANGE	REMARKS
2" Thick Asphalt BP-1 asphalt Overlay	2161	2105.7	-55.3	\$59.00	(\$3,262.70)	
Type 'C' Asphalt Leveling Course	1081	858.45	-222.55	\$59.00	(\$13,130.45)	
Tru Pave Paving Fabric	19874	18000	-1874	\$2.61	(\$4,891.14)	
Dig Out Street Repair	736	840.39	104.39	\$58.00	\$6,054.62	
4" Thick Asphalt Drive Replacement Patch	29	83.11	54.11	\$69.00	\$3,733.59	
4" Thick Gravel Drive Replacement Patch	48	91.15	43.15	\$12.00	\$517.80	
Lower Water Service Line	2	0	-2	\$1,200.00	(\$2,400.00)	
Manhole Adjustment	6	7	1	\$225.00	\$225.00	
RAP Deduct	3242	2964.15	-277.85	(\$2.00)	\$555.70	
RAP Deduct Correction	0	2964.15	2964.15	\$1.00	\$2,964.15	

TOTAL THIS CHANGE ORDER: (\$9,633.43)

ORIGINAL CONTRACT AMOUNT	\$358,943.74
TOTAL OF PREVIOUS CHANGES	\$0.00
TOTAL THIS CHANGE ORDER	(\$9,633.43)
FINAL CONTRACT TOTAL	\$349,310.31

446 -2009

CERTIFIED COPY OF ORDER

STATE OF MISSOURI }
County of Boone } ea.

September Session of the July Adjourned

Term. 20 09

In the County Commission of said county, on the 22nd day of September 20 09

the following, among other proceedings, were had, viz:

Now on this day the County Commission of the County of Boone does hereby accept the Phase I services final report prepared by Simon Oswald Architecture.

Done this 22nd day of September, 2009.

ATTEST:

Wendy S. Noren *KS*
Wendy S. Noren
Clerk of the County Commission

Kenneth M. Pearson
Kenneth M. Pearson
Presiding Commissioner

Karen M. Miller
Karen M. Miller
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