



## MEMORANDUM

DATE: 02/2/2022

TO: Mayor and City Council

FROM: Calvin W. Holst, Temporary Acting City Management Analyst

**SUBJECT: Bid Review for US-40 Highway Complete Streets (Blue Ridge Cutoff to Sterling Avenue – City Project No. 70111802)**

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City staff has presented to you a recommended ordinance authorizing an agreement with VF Anderson Builders for the US-40 Highway Complete Streets (Blue Ridge Cutoff to Sterling Avenue) City project number 70111802 in the amount of \$2,283,273.90. In accordance with Section 1.43.007 (D) of the City Code, and as authorized by Resolution 6762 naming me as the temporary acting City Management Analyst for purposes of this review, I have reviewed this proposed agreement to ensure appropriate procedures were followed in the bidding process.

City staff provided me with the applicable documents and verification of actions related to the bid process for this proposed agreement. It is my opinion that this is a satisfactory contract, the bid from VF Anderson Builders is the lowest and best bid received for the project and all parties have fulfilled their obligations accordingly.

City staff did their due diligence in attracting bidders, including placing advertisements in two area newspapers for three consecutive days and posting the Invitation to Bid on the Public Purchase website for three weeks. A total of 291 potential contractors were notified of this bid request and 46 contractors downloaded the Invitation to Bid. Responsive bids were received from six prospective contractors.

The Engineer's Estimate for this proposed agreement is \$2,544,406. Two of the six responsive bids were lower than the Engineer's Estimate. The bid received from VF Anderson Builders was the lowest bid and totals \$2,283,273.90. It is below the Engineer's Estimate by \$261,132.10. Minor clerical errors related to price extensions and line item summations were noted and these have been appropriately resolved by City staff reviews and acceptance by the vendor. I concur with the City staff recommendation that the bid received from VF Anderson Builders represents the lowest and best response received by a qualified and responsive bidder for this project.

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VF Anderson Builders is headquartered in Harrisonville, Missouri. They have provided references of completed projects in the area, principally on the Kansas side of the metropolitan area, for projects of comparable size and scope.

All contract documents have been reviewed and I find no provisions that would be considered harmful or unacceptable to the City. A bid bond has been submitted, as required, in the amount of 5% of the contract; DBE (Disadvantaged Business Enterprise) participation in excess of 10% (actual is 13%) has been documented; and the contractor agrees to complete the project within 180 calendar days or be levied liquidated damages in the amount of \$1,225 for every day in default.

Finally due to my unique role as the temporary acting City Management Analyst for this review, I offer the following as a statement of assurance regarding my independence regarding this review: I am not connected in any way with any of the bidders for this proposed project; I have not been contacted by any of the bidders regarding this proposed project; and I have not been contacted by any party on behalf of any of the bidders regarding this proposed project.

Respectfully submitted,



Calvin W. Holst, Temporary Acting City Management Analyst

Cc: Zachary C. Walker, City Manager  
Rebecca Behrens, City Clerk  
Lisa Reynolds, Director of Municipal Services