

AGENDA
SHAWNEE MUNICIPAL AUTHORITY
March 19, 2012 AT 6:30 P.M.
COMMISSION CHAMBERS AT CITY HALL
SHAWNEE, OKLAHOMA

CALL TO ORDER

DECLARATION OF A QUORUM

1. Consider approval of Consent Agenda:
 - a. Minutes from the March 5, 2012 meeting.
 - b. Budget Amendment SMA Fund 501
Move money to purchase jackhammer for main breaks using money left over from the camera truck
 - c. Approve acceptance of DWSRF Project No. P40-1020504-02 Pumps and Controls at Water Treatment Plant Project SHA-09-04 and place maintenance bonds into effect.
2. Consider setting meeting for presentation of Water Yield Study.
3. New Business

(Any matter not known about or which could not have been reasonably foreseen prior to the posting of the agenda)
4. Consider Bids:
 - a. Airport Sanitary Sewer Lift Station Rehab Project No. COS-SMA- 12-05 (Award)
5. Administrative Reports
6. Adjournment

Respectfully submitted

Phyllis Loftis, City Clerk

Shawnee Municipal Authority

1. a.

Meeting Date: 03/19/2012

Minutes 3-5-12

Submitted By: Donna Mayo, Administration

Department: Administration

Title of Item for Agenda

Minutes from the March 5, 2012 meeting.

Attachments

SMA Minutes

THE TRUSTEES OF THE SHAWNEE MUNICIPAL AUTHORITY OF THE CITY OF SHAWNEE, COUNTY OF POTTAWATOMIE, STATE OF OKLAHOMA, MET IN REGULAR SCHEDULED SESSION IN THE COMMISSION CHAMBERS AT CITY HALL, 9TH AND BROADWAY, SHAWNEE, OKLAHOMA, MONDAY, MARCH 5, 2012, FOLLOWING THE BOARD OF CITY COMMISSIONERS MEETING AT 6:30 P.M., PURSUANT TO NOTICE DULY POSTED AS PRESCRIBED BY LAW. UPON ROLL CALL, A QUORUM WAS DECLARED WITH THE FOLLOWING MEMBERS IN ATTENDANCE:

PRESENT: Sims, Harrod, Peterson, Collier, Winterringer, Smith

ABSENT: Stephens

Call to Order

Declaration of a Quorum

AGENDA ITEM NO. 1: Consider approval of Consent Agenda

a. Minutes from the February 21, 2012.

A motion was made by Trustee Sims, seconded by Trustee Collier, to approve the Consent Agenda. Motion carried 6-0.

AYE: Sims, Collier, Winterringer, Smith, Harrod, Peterson

NAY: None

AGENDA ITEM NO. 2: New Business (Any matter not known about or which could not have been reasonably foreseen prior to the posting of the agenda)

There was no new business.

AGENDA ITEM NO. 3: Consider Bids:

Airport Sanitary Sewer Lift Station Rehab Project No. COS-SMA-12-05 (Open)

<u>BIDDER</u>	<u>AMOUNT</u>
L & L Construction, Inc. Jenks, Oklahoma	\$167,000.00
Continental Construction Corporation Edmond, Oklahoma	\$199,010.10
W.N. Couch Contractors Tulsa, Oklahoma	\$172,850.00
Jordan Contractors, Inc. Tecumseh, Oklahoma	\$165,000.00
Slattery Construction Woodward, Oklahoma	\$139,918.00

Utility Director Jim Bierd read the bids into the record and requested that the bid award be deferred to the next meeting to allow staff to review and check references.

A motion was made by Trustee Sims, seconded by Trustee Winterringer, to defer the bid award to the March 19, 2012 City Commission meeting. Motion carried 6-0.

AYE: Sims, Winterringer, Smith, Harrod, Peterson, Collier

NAY: None

AGENDA ITEM NO. 4: Administrative Reports

There were no administrative reports.

AGENDA ITEM NO. 5: Adjournment

A motion was made by Trustee Sims, seconded by Trustee Smith, to adjourn the Shawnee Municipal Authority. Motion carried 6-0. (6:54 p.m.)

AYE: Sims, Smith, Harrod, Peterson, Collier, Winterringer

NAY: None

ATTEST:

(SEAL)

LINDA PETERSON
CHAIRMAN

PHYLLIS LOFTIS, SECRETARY

Shawnee Municipal Authority

1. b.

Meeting Date: 03/19/2012

Budget Amendment

Submitted By: Donna Mayo, Administration

Department: Administration

Title of Item for Agenda

Budget Amendment SMA Fund 501

Move money to purchase jackhammer for main breaks using money left over from the camera truck

Attachments

Budget Amendment

Estimated Revenue, Fund Balance, or Transfers IN

Fund Number	Account Number	Project Code	Line Item	Description	Balance Before Amendment	Amount of Amendment Increase (Decrease)	Balance After Amendment
501	5-1070-5450	1070	51	CAPITAL OUTLAY-EQUIPMENT	977,039.00	(16,000.00)	961,039.00
							-
							-
				Total		(16,000.00)	961,039.00

Appropriations

[illegible]

Approved by the City Commission this

MOVE MONEY TO PURCHASE JACKHAMMER FOR MAIN BRAKES
USING MONEY LEFT OVER FROM THE CAMERA TRUCK

Approved:

Mayor

Attest:

Posted By _____ Date _____ BA# _____ Pkt.# _____

Shawnee Municipal Authority

1. c.

Meeting Date: 03/19/2012

Acceptance and Maintenance Bonds

Submitted By: Donna Mayo, Administration

Department: Administration

Title of Item for Agenda

Approve acceptance of DWSRF Project No. P40-1020504-02 Pumps and Controls at Water Treatment Plant Project SHA-09-04 and place maintenance bonds into effect.

Attachments

Accept Project

Maint Bonds

Jim Bierd
Director

Donna Uranga
Administrative Assistant
Phone: 405-273-1960
Fax: 405-878-1550



Randy Brock
Operations Manager
405-878-1723

Greg Price
Special Projects Manager
405-878-1662

111 S. Kickapoo, Shawnee, OK 74801

M E M O R A N D U M

To: City Commission
From: Jim Bierd, Utility Director
CC: Brian McDougal, City Manager
Date: March 16, 2012

Re: Acceptance of DWSRF Project No. P40-1020504-02
Pumps and Controls at Water Treatment Plant Project (SHA-09-04)

The above referenced project has been satisfactorily completed in accordance with the plans, specifications, and standards of the City of Shawnee. Final inspection has been completed by DEQ and Mehlbuger Brawley Engineering as well city staff. Final as-built quantities of work have been determined and final construction costs calculated.

Loan budget was \$1,485,000 and final construction cost based on as-built quantities is \$1,443,393 realizing a savings of \$41,607. This was a green project so there was a principal forgiveness in the amount of \$222,750 for a total savings of \$264,357.

Staff recommends official acceptance of the project thereby placing their respective Maintenance Bonds into effect at the March 19, 2012 City Commission meeting.

MAINTENANCE BOND

KNOW ALL MEN BE THESE PRESENTS, that we, Wynn Construction Co., Inc., hereinafter called the Principal, and the Western Surety Co., P. O. Box 5077, Sioux Falls, SD, a corporation duly organized under the laws of the State of South Dakota, hereinafter called the Surety, as Surety, are held and firmly bound unto Shawnee Municipal Authority, hereinafter called the Obligee, in the sum of: One Million Two Hundred Forty Thousand Dollars & 0/100 (\$1,240,000.00), for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors, and assigns, jointly and severally, firmly by these presents.

WHEREAS, said Principal entered into a written Contract with said Obligee dated Nov. 9, 2010 for High Service Pump Station Improvements, all in compliance with the plans and specifications, therefore, made a part of said Contract and on file in the office of Shawnee Municipal Authority, P.O. Box 1448, 16 W. 9th, Shawnee, OK 74802.

NOW THEREFORE, if said Principal shall pay or cause to be paid to Obligee all damage, loss, and expense which may result by reason of defective materials and/or workmanship in connection with said work, occurring within a period of one (1) year after acceptance of said project by Obligee; and if Principal shall pay or cause to be paid all labor and materials, including the prime contractor and all subcontractors; and if Principal shall save and hold Obligee harmless from all damages, loss, and expense occasioned by, or resulting from, any failure whatsoever of said Principal, then this obligation shall be null and void, otherwise to be and remain in full force and effect.

It is further expressly agreed and understood by the parties hereto that no changes or alternations in said Contract and no deviations from the plan or mode of procedure herein fixed shall have the effect of releasing the sureties, or any of them, from the obligations of this Bond.

IN WITNESS WHEREOF, this instrument is executed in six (6) counterparts, each of which shall be deemed an original, this 9th day of November, 2010.

ATTEST:

By: Tyler Bahnee
Witness as to Principal (Signature)

Tyler Bahnee, Secretary
Printed Name and Title

Principal: Wynn Construction Co., Inc.

By: Rick Thompson
(Signature)

Rick Thompson, President
Printed Name and Title

(SEAL)

ATTEST:

By: Debbie Ivey
Witness as to Surety (Signature)

Debbie Ivey, Account Manager
Printed Name and Title

Surety: Western Surety Company

By: Jeffrey J. Burton
Surety's Agent (Signature)

Jeffrey J. Burton, Agent
Printed Name and Title

(SURETY SEAL)

By: Sharon Dean McCain
Attorney-in-Fact (Signature)

Sharon Dean McCain, Attorney-in-Fact
Typed Name and Title

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

Gary Jarmon, Sharon Dean Mc Cain, David Dutton, John R Mackey, Michael F Ross, Jana D Dean, Bill Orcutt, Jeffrey J Burton, Individually

of Oklahoma City, OK, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Senior Vice President and its corporate seal to be hereto affixed on this 12th day of November, 2009.



WESTERN SURETY COMPANY

Paul T. Bruflat, Senior Vice President

State of South Dakota }
County of Minnehaha } ss

On this 12th day of November, 2009, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Senior Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires

November 30, 2012



D. Krell, Notary Public

CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 9th day of November, 2010



WESTERN SURETY COMPANY

L. Nelson, Assistant Secretary



CERTIFICATE OF LIABILITY INSURANCE

OP ID M1
WYNNC-1

DATE (MM/DD/YYYY)

10/28/10

PRODUCER INSURICA P. O. Box 25928 Oklahoma City OK 73125 Phone: 800-880-0291 Fax: 405-556-2332		THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.	
INSURED Wynn Construction Co., Inc. David Dawson P O Box 26565 Oklahoma City OK 73126		INSURERS AFFORDING COVERAGE	NAIC #
		INSURER A: Bituminous Casualty Company	20095
		INSURER B: Bituminous Fire & Marine Ins Co	20109
		INSURER C: Travelers Prop Cas Co of Amer	25674
		INSURER D:	
		INSURER E:	

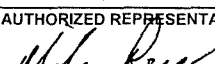
COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR	ADD'L	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YYYY)	POLICY EXPIRATION DATE (MM/DD/YYYY)	LIMITS	
A	X	GENERAL LIABILITY	CLP3542841	10/01/10	10/01/11	EACH OCCURRENCE	\$ 1000000
		☒ COMMERCIAL GENERAL LIABILITY				DAMAGE TO RENTED PREMISES (Ea occurrence)	\$ 300000
		☐ CLAIMS MADE ☒ OCCUR				MED EXP (Any one person)	\$ 10000
						PERSONAL & ADV INJURY	\$ 1000000
						GENERAL AGGREGATE	\$ 2000000
GEN'L AGGREGATE LIMIT APPLIES PER:						PRODUCTS - COMP/OP AGG	\$ 2000000
☐ POLICY ☐ PRO-JECT ☐ LOC							
B	X	AUTOMOBILE LIABILITY	CAP3542840	10/01/10	10/01/11	COMBINED SINGLE LIMIT (Ea accident)	\$ 1000000
		☐ ANY AUTO				BODILY INJURY (Per person)	\$
		☐ ALL OWNED AUTOS				BODILY INJURY (Per accident)	\$
		☐ SCHEDULED AUTOS				PROPERTY DAMAGE (Per accident)	\$
		☐ HIRED AUTOS					
☐ NON-OWNED AUTOS							
		GARAGE LIABILITY				AUTO ONLY - EA ACCIDENT	\$
		☐ ANY AUTO	OTHER THAN EA ACC	\$			
			AUTO ONLY: AGG	\$			
		EXCESS / UMBRELLA LIABILITY				EACH OCCURRENCE	\$
		☐ OCCUR ☐ CLAIMS MADE	AGGREGATE	\$			
				\$			
		☐ DEDUCTIBLE		\$			
		☐ RETENTION \$		\$			
A		WORKERS COMPENSATION AND EMPLOYERS' LIABILITY	WC3542839	10/01/10	10/01/11	☒ WC STATU-TORY LIMITS ☐ OTH-ER	
		E.L. EACH ACCIDENT				\$ 1000000	
		E.L. DISEASE - EA EMPLOYEE				\$ 1000000	
		E.L. DISEASE - POLICY LIMIT				\$ 1000000	
C		Builders Risk	6608816L381	10/01/10	10/01/11	Contract plus 3%	100% of contract

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS

Re: High Service Pump Station Improvements - Shawnee Municipal Authority

CERTIFICATE HOLDER SHAWN-3 SHAWNEE MUNICIPAL AUTHORITY P.O. BOX 1448, 16 W 9th SHAWNEE OK 74802	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDORSEMENT MAIL 15 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT NOT MORE THAN 60 DAYS SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES. AUTHORIZED REPRESENTATIVE 
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ACORD 25 (2009/01)

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Shawnee Municipal Authority

2.

Meeting Date: 03/19/2012

Set Meeting Date

Submitted By: Donna Mayo, Administration

Department: Administration

Title of Item for Agenda

Consider setting meeting for presentation of Water Yield Study.

Shawnee Municipal Authority

4.

Meeting Date: 03/19/2012

Consider Bids

Submitted By: Donna Mayo, Administration

Department: Administration

Title of Item for Agenda

Consider Bids:

Shawnee Municipal Authority

4. a.

Meeting Date: 03/19/2012

Airport Sanitary Sewer Lift Station Rehab

Submitted By: Donna Mayo, Administration

Department: Administration

Title of Item for Agenda

Airport Sanitary Sewer Lift Station Rehab Project No. COS-SMA- 12-05 (Award)

Attachments

Award Memo

Notice to Bidders

Bidders List

Bid Tab Sheet

Jim Bierd
Director

Donna Uranga
Administrative Assistant
Phone: 405-273-1960
Fax: 405-878-1550



Randy Brock
Operations Manager
405-878-1723

Greg Price
Special Projects Manager
405-878-1662

111 S. Kickapoo, Shawnee, OK 74801

MEMORANDUM

To: City Commission
From: Jim Bierd, Utility Director
CC: Brian McDougal, City Manager
Date: March 14, 2012
Re: Airport Lift Rehab

After reviewing the bids and checking references staff recommends awarding the project to Slattery Construction of Woodward, Oklahoma in the amount of \$139,918.

The City of Shawnee / Shawnee Municipal Authority
Airport Sewer Lift Station Specifications



Advertisement for Bids

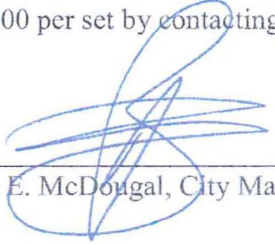
It is the intention of the City of Shawnee / Shawnee Municipal Authority, Pottawatomie County, Oklahoma, to receive SEALED BIDS for the rehabilitation of the **Airport Sanitary Sewer Lift Station** project number **COS-SMA-12-05** located at the northeast corner of Federal Street and Airport Drive to serve the City of Shawnee, per technical specifications and drawings.

BIDS mailed or hand carried must be received by 4:00 p.m. on Monday, March 5, 2012 at the office of the City of Shawnee City Clerk located in the City of Shawnee City Hall, 16 West 9th Street, Shawnee, Oklahoma 74801 or P.O. Box 1448 Shawnee, Oklahoma 74802-1448. Bids will be opened and read aloud and tabled in a public meeting of the City Commissioners of the City of Shawnee on Monday, March 5, 2012 at 6:30 p.m. All bids and bidders will be evaluated by LandRun Engineering, the Shawnee Municipal Authority, and the City of Shawnee and will be awarded to the best bidder or all will be rejected at the following regular scheduled meeting.

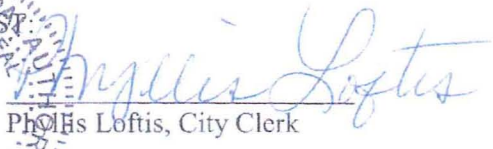
All BIDS must include assurances that the following provisions will be complied with:

- **Equal opportunity Provisions** - Executive Order 11246, as amended, which assures non-discrimination;
- **Minority Business Enterprise and Women Business Enterprise** - provisions that encourage minority owned businesses and women owned businesses to bid on the project.
- **IMPORTANT**- Surety companies executing bonds must appear on the Treasury Department's most current list and be authorized to transact business in the State where the project is located.

The BID DOCUMENTS can be received electronically for \$25.00 or obtained in paper for \$100.00 per set by contacting LandRun Engineering at (405) 273-4222.


Brian E. McDougal, City Manager




Phyllis Loftis, City Clerk

THE LANDRUN GROUP, LLC

2 East Main Street Shawnee, OK 74801
www.landrungroup.com

PO Box 1584 Shawnee, OK 74802-1584
(405) 273-4222



BIDDER'S LIST FOR
Shawnee Airport Sewer Lift Station
COS-SMA-12-05

DATE TO BE OPENED: Monday, March 5, 2012

Business Name: Rudy Box & Associates

Contact: Rudy Box

Address: 17400 S. Sooner Road, Norman, OK 73071

Telephone: (405) 321-5857

E-Mail: rudyboxconstruction@hotmail.com

Business Name: Jordan Contractors

Contact: Jimmy Jordan

Address: 123 S. Broadway, Tecumseh, OK 74873

Telephone: (405) 598-2169

E-Mail: jordancontractors@gmail.com

Business Name: Ron Welcher Construction

Contact: Ron Welcher

Address: 3110 Frontier Road, Sapulpa, OK 74066

Telephone: (918) 637-0209

E-Mail: RWelcher1@cox.net

Business Name: Quick Silver Construction

Contact: Larry Beasler

Address: PO Box 720306, Norman, OK 73070

Telephone: (405) 364-7790

E-Mail: quikslvrconstco@att.net

Business Name: Continental Construction

Contact: Katy Watson

Address: 5720 N. Industrial Boulevard, Edmond, OK 73034

Telephone: (405) 286-5588

E-Mail: kwatson@mlyoung.com

Business Name: Trent Construction

Contact: Blaine

Address: 2200 N. Luther Road, Harrah, OK 73045

Telephone: (405) 454-6302

E-Mail: blaine@trentconstruction.com

Business Name: Slattery Construction Corp.

Contact: Jim Slattery

Address: 3230 Vista Ridge Road, Woodward, OK 73801

Telephone: (580) 256-6680

E-Mail: slatteryconst@sbcglobal.net

Business Name: WN Couch Contractors

Contact: Brian Welborn

Address: 401 S. Memorial, Tulsa, OK 74112

Telephone: (918) 340-5404

E-Mail: brian.welborn@wncouch.net

BID TABULATION SHEET

Airport Sewer Lift Station Rehab Project

COS- SMA-12-05

March 5, 2012

BIDDER

AMOUNT

L & L CONSTRUCTION, INC.

Jenks, Oklahoma

\$167,000

CONTINENTAL CONSTRUCTION CORPORTATION

Edmond, Oklahoma

\$199,010.10

W.N. COUCH CONTRACTORS

Tulsa, Oklahoma

\$172,850

JORDAN CONTRACTORS INC.

Tecumseh, Oklahoma

\$165,000

SLATTERY CONSTRUCTION

Woodward, Oklahoma

\$139,918

ENGINEERS ESTIMATE: \$ 150,000