

CHICKASHA MUNICIPAL AUTHORITY

AGENDA
LOCATION OF MEETING
CITY HALL COUNCIL CHAMBERS
117 NORTH FOURTH STREET
CHICKASHA, OKLAHOMA 73018

TIME OF MEETING
6:30 PM

DATE OF MEETING
OCTOBER 3, 2022

All items on this agenda, including but not limited to any agenda item concerning the adoption of any ordinance, resolution, contract, agreement, or any other item of business, are subject to amendment, including additions and/or deletions. This rule will apply to every individual agenda item without exception, and without providing this same amendment language with respect to each individual agenda item. Such amendments should be rationally related to the topic of the agenda item, or the governing body will be advised to continue the item.

The governing body may adopt, approve, ratify, deny, defer, recommend, amend, strike, or continue any agenda item. When more information is needed to act on an item, the governing body may refer the matter to its City/Trust Manager, staff, attorney or to the recommending board, commission or committee.

- 1. Call to Order / Roll Call.**
- 2. Consent Docket:**
 - a. Acceptance of the Minutes of the September 19, 2022 Regular Meeting.
 - b. Accept Claims List.
- 3. Discussion/Approval of Items Removed from Consent Docket:**
- 4. Consideration and Discussion Items:**
 - a. Discussion, consideration, and possible action to declare surplus real

property described as Lots four (4) and five (5) in Block twelve (12) in Bookers 2nd Addition to the City of Chickasha (Surface Rights Only) and authorize the sale of the property by sealed competitive bid. (a/k/a 2111 Dakota)

- b. Discussion, consideration, and possible action to declare surplus real property described as all of lots seventeen (17) and eighteen (18), Block eight (8) Kenwood Addition to the City of Chickasha (Surface Rights Only) and authorize the sale of the property by sealed competitive bid. (a/k/a 1103 N. 11th)
- c. Discussion, consideration, and possible action to declare surplus real property described as all of Lots twelve (12) and thirteen (13) of Block one (1), East Side Addition, City of Chickasha (Surface Rights Only) and authorize the sale of the property by sealed competitive bid. (a/k/a 1407 S. 1st)
- d. Discussion, consideration, and possible action to declare surplus real property described as all of Lot threee (3), Block one (1) in Rock Island Addition, City of Chickasha (Surface Rights Only) and authorize the sale of the property by sealed competitive bid. (a/k/a 923 Minnesota)
- e. Discussion, consideration, and possible action to declare surplus real property described as all lots 18, 19, 20 Block 4 Kenwood Addition to the City of Chickasha (Surface Rights Only) and authorize the sale of the property by sealed competitive bid. (a/k/a Parcel C240-00-001-012-0-000-00)
- f. Discussion, consideration, and possible action to declare surplus real property described as the west sixty (60) feet of lot three (3) and the east six (6) feet of lot four (4) and the west ten (10) feet of Lot two (2) and the east forty (40) feet of lot three (3) in Block 142 in the City of Chickasha (Surface Rights Only) and authorize the sale of the property by sealed competitive bid. (a/k/a Parcel C071-00-012-004-0-000-00)
- g. Discussion, consideration, and possible action to declare surplus real property described as all of Lot 3 and 5-foot wide and 165-foot long strip of the east side of Lot 4 Phillips Addition in the City of Chickasha (Surface Rights Only) and authorize the sale of the property by sealed competitive bid. (a/k/a 1007 N. 9th)
- h. Discussion, consideration, and possible action to authorize the repair of the raw water line from Lake Chickasha by C&Z Services, LLC in the amount not to exceed \$27,785.00.
- i. Discussion, consideration, and possible action to approve Change Order No. 1 for project CMA-2104, Water Mains Construction Project.
- j. Discussion, consideration, and possible action to accept Bid CMA-2104 - Water Mains Construction Project as complete and authorize the final payment to Miller Construction & Sons Inc. in the amount of \$137,781.50.

5. Motion for Adjournment.



City of
CHICKASHA

Meeting Type: CMA Agenda 10-3-2022

Meeting Date: 10/3/2022

Department: City Clerk

Agenda Item No. 2.a.

AGENDA ITEM: Acceptance of the Minutes of the September 19, 2022 Regular Meeting.

I. BACKGROUND/DESCRIPTION:

II. RECOMMENDED ACTION:

Accept the Minutes of the September 19, 2022 Regular Meeting.

III. FISCAL INFORMATION -

IV. FUND INFORMATION:

Dept. Director: Susan M. McDaniel, CMC - City Clerk	Fund	Account	Amount
	(To)		
	FUND	ACCOUNT	AMOUNT
Meeting Date: October 3, 2022	(From)		

V. ATTACHMENTS:

1. CMA 9-19-2022

September 19, 2022

The **REGULAR** meeting of the **CHICKASHA MUNICIPAL AUTHORITY** was held in the Council Chambers in City Hall on the 19th day of September 2022, as specified by advance public notice with a properly prepared agenda stating the subject matter or matters to be discussed at said meeting. Chairman Mosley called the meeting to order at 7:00 p.m.

ITEM 1. **Call to Order / Roll Call**

CHAIRMAN AND TRUSTEES

PRESENT: Chris Mosley, Chairman
Zachary Grayson, Vice-Chairman
Kelly Boyd
Oscar Nelson
Kea Ginn
R. P. Ashanti-Alexander
Nate McCalla
Brian Gerdes
Georgianne Hebblethwaite

ABSENT: None.

STAFF

PRESENT: Amanda Mullins, City Attorney
Susan M. McDaniel, City Clerk
G. G. Music, Asst. Police Chief
Chief Samaniego, Fire Chief
Spencer Winzenried, Parks & Rec Director
Lillie Huckaby, Library Director
Robert Brooks, Staff Accountant
Darren Martin, Chief Building Inspector
Jim Crosby, Interim Public Works Director
Rachel Bernish, Community Development Director
Shae Mortimer, Marketing and Civic Engagement

ITEM 2. **Consent Docket: ITEM 2a – ITEM 2d**

7:00 P.M.

- ITEM 2a.** **Acceptance of the Minutes of the September 6, 2022, regular meeting.**
- ITEM 2b.** **Acceptance of the Claims List.**
- ITEM 2c.** **Acceptance of ratification of authorization for staff to renew coverage for General Liability, Property and Auto Insurance Coverage.**
- ITEM 2d.** **Acceptance of the Financials for August 2022.**

*Motion by Trustee Ashanti-Alexander, second by Trustee Grayson to approve Consent Docket: ITEM 2a – ITEM 2d.

Roll call vote:

Ayes:” Ginn, Hebblethwaite, Grayson, Ashanti-Alexander, McCalla, Gerdes, Boyd, Nelson, and Mosley.

“Nays:” None

“Abstain:” None

Motion carried. 9-0

ITEM 3. **Discussion / Approval of Items Removed from Consent Docket:**

No action taken on Item 3.

ITEM 4. **Discussion and Consideration Items:**

- ITEM4a.** **Discussion, consideration, and possible action to approve the first Application and Certification for Payment in the amount of \$294,338.50 to Miller Construction & Sons Inc. for CMA-2104 – Water Mains Construction.**

*Motion by Council Member Nelson and second by Council Member Hebblethwaite to approve the first Application and Certification for Payment in the amount of \$294,338.50 to Miller Construction & Sons Inc. for CMA-2104 – Water Mains Construction.

–

Roll call vote:

“Ayes:” Ashanti-Alexander, Grayson, Boyd, Nelson, Hebblethwaite, Gerdes, McCalla, Ginn and Mosley.

“Nays:” None.

“Abstain:” None.

Motion passed. 9-0

ITEM 5. **Motion to Adjourn.**

*Motion by Trustee Ashanti-Alexander, second by Trustee Grayson to adjourn.

Chickasha Municipal Authority Meeting 9-19-2022

7:00 P.M.

Meeting adjourned.

TIME: 7:01 P.M.

Approved this 3rd day of October 2022.

Chris Mosley, Chairman

ATTEST:

Susan M. McDaniel, City Clerk

(SEAL)



City of
CHICKASHA

Meeting Type: CMA Agenda 10-3-2022

Meeting Date: 10/3/2022

Department: Finance

Agenda Item No. 2.b.

AGENDA ITEM: Accept Claims List.

I. BACKGROUND/DESCRIPTION:

II. RECOMMENDED ACTION:

Accept Claims List.

III. FISCAL INFORMATION -

IV. FUND INFORMATION:

Dept. Director:

Fund	Account	Amount
(To)		
FUND	ACCOUNT	AMOUNT
(From)		

Meeting Date:
October 3, 2022

V. ATTACHMENTS:



City of
CHICKASHA

Meeting Type: CMA Agenda 10-3-2022

Meeting Date: 10/3/2022

Department: Administration

Agenda Item No. 4.a.

AGENDA ITEM: Discussion, consideration, and possible action to declare surplus real property described as Lots four (4) and five (5) in Block twelve (12) in Bookers 2nd Addition to the City of Chickasha (Surface Rights Only) and authorize the sale of the property by sealed competitive bid. (a/k/a 2111 Dakota)

I. BACKGROUND/DESCRIPTION:

Administration has reviewed CMA owned properties and has deemed certain properties as surplus. The real property will be offered by sealed competitive bid. A time and date of said seal competitive bid will be published by legal publication. Trustees may choose to reject all bids.

II. RECOMMENDED ACTION:

Declare as surplus real property described as Lots four (4) and five (5) in Block twelve (12) in Bookers 2nd Addition to the City of Chickasha (Surface Rights Only) and authorize the sale of the property by sealed competitive bid.

III. FISCAL INFORMATION -

IV. FUND INFORMATION:

Dept. Director: Spencer Winzenried, Parks & Rec Director	Fund	Account	Amount
	(To)		
	FUND	ACCOUNT	AMOUNT
Meeting Date: October 3, 2022	(From)		

V. ATTACHMENTS:



City of
CHICKASHA

Meeting Type: CMA Agenda 10-3-2022

Meeting Date: 10/3/2022

Department: Administration

Agenda Item No. 4.b.

AGENDA ITEM: Discussion, consideration, and possible action to declare surplus real property described as all of lots seventeen (17) and eighteen (18), Block eight (8) Kenwood Addition to the City of Chickasha (Surface Rights Only) and authorize the sale of the property by sealed competitive bid. (a/k/a 1103 N. 11th)

I. BACKGROUND/DESCRIPTION:

Administration has reviewed CMA owned properties and has deemed certain properties as surplus. The real property will be offered by sealed competitive bid. A time and date of said seal competitive bid will be published by legal publication. Trustees may choose to reject all bids.

II. RECOMMENDED ACTION:

Declare as surplus real property described as all of lots seventeen (17) and eighteen (18), Block eight (8) Kenwood Addition to the City of Chickasha (Surface Rights Only) and authorize the sale of the property by sealed competitive bid. (a/k/a 1103 N. 11th)

III. FISCAL INFORMATION -

IV. FUND INFORMATION:

Dept. Director: Spencer Winzenried, Parks & Rec Director	Fund	Account	Amount
	(To)		
	FUND	ACCOUNT	AMOUNT
Meeting Date: October 3, 2022	(From)		

V. ATTACHMENTS:



City of
CHICKASHA

Meeting Type: CMA Agenda 10-3-2022

Meeting Date: 10/3/2022

Department: Administration

Agenda Item No. 4.c.

AGENDA ITEM: Discussion, consideration, and possible action to declare surplus real property described as all of Lots twelve (12) and thirteen (13) of Block one (1), East Side Addition, City of Chickasha (Surface Rights Only) and authorize the sale of the property by sealed competitive bid. (a/k/a 1407 S. 1st)

I. BACKGROUND/DESCRIPTION:

Administration has reviewed CMA owned properties and has deemed certain properties as surplus. The real property will be offered by sealed competitive bid. A time and date of said seal competitive bid will be published by legal publication. Trustees may choose to reject all bids.

II. RECOMMENDED ACTION:

Declare as surplus real property described as all of Lots twelve (12) and thirteen (13) of Block one (1), East Side Addition, City of Chickasha (Surface Rights Only) and authorize the sale of the property by sealed competitive bid. (a/k/a 1407 S. 1st)

III. FISCAL INFORMATION -

IV. FUND INFORMATION:

Dept. Director: Spencer Winzenried, Parks & Rec Director	Fund	Account	Amount
	(To)		
	FUND	ACCOUNT	AMOUNT
Meeting Date: October 3, 2022	(From)		

V. ATTACHMENTS:



City of
CHICKASHA

Meeting Type: CMA Agenda 10-3-2022

Meeting Date: 10/3/2022

Department: Administration

Agenda Item No. 4.d.

AGENDA ITEM: Discussion, consideration, and possible action to declare surplus real property described as all of Lot threee (3), Block one (1) in Rock Island Addition, City of Chickasha (Surface Rights Only) and authorize the sale of the property by sealed competitive bid. (a/k/a 923 Minnesota)

I. BACKGROUND/DESCRIPTION:

II. RECOMMENDED ACTION:

III. FISCAL INFORMATION -

IV. FUND INFORMATION:

Dept. Director:
NAME, TITLE

Fund	Account	Amount
(To)		
FUND	ACCOUNT	AMOUNT
(From)		

Meeting Date:
October 3, 2022

V. ATTACHMENTS:



City of
CHICKASHA

Meeting Type: CMA Agenda 10-3-2022

Meeting Date: 10/3/2022

Department: Administration

Agenda Item No. 4.e.

AGENDA ITEM: Discussion, consideration, and possible action to declare surplus real property described as all lots 18, 19, 20 Block 4 Kenwood Addition to the City of Chickasha (Surface Rights Only) and authorize the sale of the property by sealed competitive bid. (a/k/a Parcel C240-00-001-012-0-000-00)

I. BACKGROUND/DESCRIPTION:

Administration has reviewed CMA owned properties and has deemed certain properties as surplus. The real property will be offered by sealed competitive bid. A time and date of said seal competitive bid will be published by legal publication. Trustees may choose to reject all bids.

II. RECOMMENDED ACTION:

Declare surplus real property described as all lots 18, 19, 20 Block 4 Kenwood Addition to the City of Chickasha (Surface Rights Only) and authorize the sale of the property by sealed competitive bid. (a/k/a Parcel C240-00-001-012-0-000-00)

III. FISCAL INFORMATION -

IV. FUND INFORMATION:

Dept. Director: Spencer Winzenried, Parks & Rec Director	Fund	Account	Amount
	(To)		
	FUND	ACCOUNT	AMOUNT
Meeting Date: October 3, 2022	(From)		

V. ATTACHMENTS:



City of
CHICKASHA

Meeting Type: CMA Agenda 10-3-2022

Meeting Date: 10/3/2022

Department: Administration

Agenda Item No. 4.f.

AGENDA ITEM: Discussion, consideration, and possible action to declare surplus real property described as the west sixty (60) feet of lot three (3) and the east six (6) feet of lot four (4) and the west ten (10) feet of Lot two (2) and the east forty (40) feet of lot three (3) in Block 142 in the City of Chickasha (Surface Rights Only) and authorize the sale of the property by sealed competitive bid. (a/k/a Parcel C071-00-012-004-0-000-00)

I. BACKGROUND/DESCRIPTION:

Administration has reviewed CMA owned properties and has deemed certain properties as surplus. The real property will be offered by sealed competitive bid. A time and date of said seal competitive bid will be published by legal publication. Trustees may choose to reject all bids.

II. RECOMMENDED ACTION:

Declare as surplus real property described as the west sixty (60) feet of lot three (3) and the east six (6) feet of lot four (4) and the west ten (10) feet of Lot two (2) and the east forty (40) feet of lot three (3) in Block 142 in the City of Chickasha (Surface Rights Only) and authorize the sale of the property by sealed competitive bid. (a/k/a Parcel C071-00-012-004-0-000-00)

III. FISCAL INFORMATION -

IV. FUND INFORMATION:

Dept. Director:	Fund	Account	Amount
	(To)		
Spencer Winzenried, Parks & Rec Director	FUND	ACCOUNT	AMOUNT
Meeting Date: October 3, 2022	(From)		

V. ATTACHMENTS:



City of
CHICKASHA

Meeting Type: CMA Agenda 10-3-2022

Meeting Date: 10/3/2022

Department: Administration

Agenda Item No. 4.g.

AGENDA ITEM: Discussion, consideration, and possible action to declare surplus real property described as all of Lot 3 and 5-foot wide and 165-foot long strip of the east side of Lot 4 Phillips Addition in the City of Chickasha (Surface Rights Only) and authorize the sale of the property by sealed competitive bid. (a/k/a 1007 N. 9th)

I. BACKGROUND/DESCRIPTION:

Administration has reviewed CMA owned properties and has deemed certain properties as surplus. The real property will be offered by sealed competitive bid. A time and date of said seal competitive bid will be published by legal publication. Trustees may choose to reject all bids.

II. RECOMMENDED ACTION:

Declare as surplus real property described as all of Lot 3 and 5-foot wide and 165-foot long strip of the east side of Lot 4 Phillips Addition in the City of Chickasha (Surface Rights Only) and authorize the sale of the property by sealed competitive bid. (a/k/a 1007 N. 9th)

III. FISCAL INFORMATION -

IV. FUND INFORMATION:

Dept. Director: Spencer Winzenried, Parks & Rec Director	Fund	Account	Amount
	(To)		
	FUND	ACCOUNT	AMOUNT
Meeting Date: October 3, 2022	(From)		

V. ATTACHMENTS:



City of
CHICKASHA

Meeting Type: CMA Agenda 10-3-2022

Meeting Date: 10/3/2022

Department: Public Works

Agenda Item No. 4.h.

AGENDA ITEM: Discussion, consideration, and possible action to authorize the repair of the raw water line from Lake Chickasha by C&Z Services, LLC in the amount not to exceed \$27,785.00.

I. BACKGROUND/DESCRIPTION:

The raw water line that runs from Ft. Cobb Lake to the City of Chickasha has had a large leak for a number of years, resulting in a tort claim for damages to property. The leak is located approximately 1/2 mile south and east of Lake Chickasha. The Public Works Department does not have the manpower or appropriate equipment available to conduct the repairs. Three quotes were obtained:

C & Z Services, LLC	\$27,785.00
W.E.B. Construction Inc.	\$29,006.08
Krapff-Reynolds Construction Company	\$30,409.00

II. RECOMMENDED ACTION:

Authorize the repair of the raw water line from Ft. Cobb Reservoir Master Conservancy District by C&Z Services, LLC in the amount not to exceed \$27,785.00 to be paid from the Water Resources Fund #68.

III. FISCAL INFORMATION -

IV. FUND INFORMATION:

Dept. Director: Jim Crosby, Public Works Director	Fund	Account	Amount
	(To) 68-568-6301-001		\$27,785
	FUND	ACCOUNT	AMOUNT
Meeting Date: October 3, 2022	(From)		

V. ATTACHMENTS:

1. Quotes - Raw Wate Line Repair - From Lake Chickasha

CITY OF CHICKASHA PURCHASE REQUEST

DATE: 7-13-22
 DEPT: Line Maintenance
 DELIVER TO: Public Works

☐ open ☐ rec

PO # _____

VENDOR # _____

VENDORS	Vendor # 1 ☒	Vendor # 2 ☐	Vendor # 3 ☐
NAME	<u>C:Z Services, LLC</u>	<u>W.E.R. Construction Inc</u>	<u>KROFF-REYNOLDS CON</u>
ADDRESS	<u>17911 Kingbird Lane</u>	<u>P.O. BOX 890417</u>	<u>2400 N.E. 4th St</u>
CITY	<u>Purcell, OK 73080</u>	<u>OKC, OK 73189</u>	<u>OKC, OK 73117</u>

BUDGET BALANCE	ITEM-DESCRIPTION	QTY	TOTAL PRICE VENDOR # 1	TOTAL PRICE VENDOR # 2	TOTAL PRICE VENDOR # 3
	<u>Raw Water Repair</u>		<u>27,785.</u>	<u>29,006.08</u>	<u>30,409.</u>
TOTAL			\$ 0.00	\$ 0.00	\$ 0.00
CASH DISCOUNT			()	()	()
TOTAL GROSS PRICE			\$ 0.00	\$ 0.00	\$ 0.00
TOTAL FREIGHT					
TOTAL			\$ 0.00	\$ 0.00	\$ 0.00

DISBURSEMENT

FUND: _____

DEPT: _____

ITEM: _____

COMMENTS:

ALL EXPENDITURES OF MORE THAN \$500 MUST BE SUPPORTED BY VERBAL OR WRITTEN QUOTATIONS, MORE THAN \$1,000 MUST BE SUPPORTED BY FORMAL WRITTEN QUOTATIONS AND MORE THAN \$3,500 MUST BE DONE THROUGH A FORMAL BID PROCESS.
 QUOTATIONS MUST BE FROM AT LEAST THREE (3) RESPONSIBLE BIDDERS AND MUST BE ATTACHED.

QUOTATIONS TAKEN BY: (Printed Name/Signature) Robert Moore Robert Moore

CIRCLE ONE			APPROVAL	
☒ BID ONLY	☐ RUSH	☐ CONTRACT ONLY	DEPARTMENT HEAD	<u>Jamall Cray</u>
			DIRECTOR OF FINANCE	
			CITY MANAGER	
QUOTATIONS ONLY			EMERGENCY PURCHASE	

10/14/2013

C & Z Services, LLC

17911 Kingbird Lane
Purcell, OK 73080

C & Z SERVICES, LLC



Bill To	Ship To	Estimate #	Raw Water Repair
City of Chickasha	City of Chickasha	Estimate Date	07/06/2022
		P.O.#	Chickasha, OK

QTY	DESCRIPTION	UNIT PRICE	AMOUNT
2	RAW WATER 24" MJ Sleeves w/ Megalugs and Gaskets	3,642.50	7,285.00
1	De-Watering the Existing Location	7,500.00	7,500.00
1	23 Ton of 1 1/2 #57 Rock	1,500.00	1,500.00
1	10 Ton of 3" Surge Rock	500.00	500.00
10	Yard of Fill Dirt	150.00	1,500.00
1	Site Clean-Up	3,000.00	3,000.00
1	Mobilization	6,500.00	6,500.00
ESTIMATE TOTAL			\$27,785.00

*Make all Payments to C & Z Services, LLC. Net 30. Late Fee of 1.5% per month on Any Unpaid Balance After 60 Days

**ALL BONDS ARE THE SOLE RESPONSIBILITY OF THE GENERAL CONTRACTOR / OWNER

***PRICE ON ESTIMATE IS FOR 1 MOBILIZATION/DEMOBILIZATION. EACH ADDITIONAL MOBILIZATION/DEMOBILIZATION WILL ACQUIRE ADDITIONAL CHARGES.*

****Estimate is for ONLY the line items stated within this estimate. Any additional materials / service will have to be charged accordingly per agreed Change Order(s).

W.E.B. CONSTRUCTION INC

PO BOX 890417

OKLAHOMA CITY OK 73189

BILLS CELL 405-818-8341

OFFICE 405-799-3774

FAX 405-799-3775

EMAIL webconstruction2003@yahoo.com

REPAIR 24" WATERMAIN

6/1/2022

ITEM	QTY		UNIT	TOTAL
MOBILIZATION	1	EA	\$ 2,500.00	\$ 2,500.00
DEWATER AND EXCAVATION	20	LF	\$ 350.00	\$ 7,000.00
CUT AND REPAIR 24" WATERLINE BASED ON 20LF OR LESS	20	LF	\$ 400.00	\$ 8,000.00
BACKFILL AND CLEAN UP	20	LF	\$ 150.00	\$ 3,000.00
24" SLEEVES WITH ACCESSORIES	2	EA	\$ 3,003.04	\$ 6,006.08
DEMOBILIZATION	1	EA	\$ 2,500.00	\$ 2,500.00
				\$ 29,006.08
ADDITIONALFOOTAGE OF PIPE CAN BE ADDED AT	1	LF	\$ 200.00	

*THIS DOES NOT INCLUDE PRICE OF PIPE

PIPE TO BE PROVIDED BY THE CITY OF CHICKASHA

Krapff-Reynolds Construction Company
2400 N.E. 4th Street, Oklahoma City, OK 73117
Office (405) 733-9682 ~ Fax (405) 516-0081

Proposal

Submitted To: City of Chickasha

Date: July 13, 2022
Engineer: N/A
Page: 1 of 1

Project Name		Project Location		Contact	
24" Raw Waterline Repair from Chickasha Lake		Northwest of Verden, OK		Rob Moore	
Item No.	Description	Qty.	U/M	Unit Price	Line Total
1	Repair 24" Raw Water Line (1-10' maximum)	1	LS	\$ 30,409.00	\$ 30,409.00

We propose hereby to furnish material and labor - complete in accordance with specifications, for the sum of: \$ 30,409.00

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Krapff-Reynolds employees are fully covered by Worker's Compensation Insurance.

Acceptance of Proposal: _____ Date: _____



City of
CHICKASHA

Meeting Type: CMA Agenda 10-3-2022

Meeting Date: 10/3/2022

Department: Public Works

Agenda Item No. 4.i.

AGENDA ITEM: Discussion, consideration, and possible action to approve Change Order No. 1 for project CMA-2104, Water Mains Construction Project.

I. BACKGROUND/DESCRIPTION:

This project was undertaken as Phase 1 of the project to relocate CMA water mains to accommodate the US Highway 81 Realignment project by ODOT.

This Change Order serves to document final quantities for the project and to establish a new pay item for Fire Hydrant Extension.

The net effect of this Change Order is an underrun in the contract amount of \$26,135.00. That is, the final cost of the project is \$26,135.00 less than originally estimated.

II. RECOMMENDED ACTION:

Approve Change Order No. 1 for project CMA-2104, Water Mains Construction Project as presented.

III. FISCAL INFORMATION -

IV. FUND INFORMATION:

Dept. Director: Jim Crosby, Public Works Director	Fund	Account	Amount
	(To)		
	FUND	ACCOUNT	AMOUNT
Meeting Date: October 3, 2022	(From)		

V. ATTACHMENTS:

1. Change Order #1 - CMA-2104 Water Mains Construction Project



CHISHOLM TRAIL CONSULTING, LLC

R. Scott Vaughn, P.E., CFM
Professional Engineering Services
580-467-8130
rscottv11@gmail.com

September 13, 2022

Chickasha Municipal Authority
Mr. Jim Crosby
Public Works Director
117 North 4th Street
Chickasha, Oklahoma 73018

RE: CHICKASHA, OK
RFP CMA-2104
WATER MAINS CONSTRUCTION PROJECT
Proposed Change Order 1

Dear Mr. Crosby:

As you know, this project was undertaken as Phase 1 of the project to relocate CMA water mains to accommodate the US Highway 81 Realignment project by ODOT.

Please find attached proposed Change Order 1 for the referenced project, recommended for approval by the City Council.

This Change Order serves to document final quantities for the project and to establish a new pay item for Fire Hydrant Extension.

The net effect of this Change Order is an underrun in the contract amount of \$26,135.00. That is, the final cost of the project is \$26,135.00 less than originally estimated.

Fire Hydrant extensions were needed at four (4) locations, as the existing water mains at these locations were deeper than originally estimated.

If you have any questions, or require additional information, please do not hesitate to call me.

Sincerely,

R. Scott Vaughn, P.E., CFM

Enclosures

Cc: File

REASONABLE ■ SENSIBLE ■ QUALITY



Chickasha Municipal Authority
CHANGE ORDER

Project: CMA-2104		Change Order No. 1
Project Description: Phase 1 construction of Water Mains to accommodate US Highway 81 Realignment Project by ODOT.		
Requested Changes & Reasons: To establish final project quantities, including establishing new pay item for fire hydrant extensions.		
Location: Waterline 1, Waterline 3 and Waterline 4 and 5	From or At Station:	To Station:

The above will necessitate the following changes in quantities and estimates, which will be shown as overruns and underruns on future progressive estimates and vouchers.

FINAL QUANTITIES INCLUDING NEW PAY ITEMS FOR FIRE HYDRANT EXTENSIONS

Part No.	Item No.	Item Description	Qty	Units	Unit Price	Unit Total	Days Req'd
SEE ATTACHMENT							
TOTAL						\$ (26,135.00)	0

CONTRACT AMOUNT CHANGE \$ (26,135.00) NET CHANGED DAYS: 0

The prices for additional items have been compared with other contract prices and are fair for the amount of work involved.

9/13/2022

Date

R Scott Vaughn Project Engineer
Owner's Representative

Approved by the City Council this _____ day of _____, 20__.

FOR THE CITY OF CHICKASHA

Mayor

We, Miller Construction & Sons, Inc. contractor on the above project, do hereby agree to a net change in the contract of \$ -26,135.00 and/or 0 days as full compensation for making the above changes in accordance with the governing specifications.

CONTRACTOR

BY: [Signature]

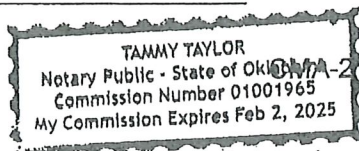
TITLE: President

Subscribed and sworn before me this 4th day of September, 2022.

My Commission Expires:

02/02/25

[Signature]
Notary Public



CMA-2104 CHANGE ORDER 1

RFP CMA-2104
WATER MAINS CONSTRUCTION PROJECT
CHANGE ORDER 1
ATTACHMENT: AS-BUILT QUANTITIES

WATERLINE 1							
LOCATION: CR 281.5 APPROXIMATELY 1/2 MILE NORTH OF IOWA AVENUE							
PAY ITEM	PAY ITEM DESCRIPTION	UNITS	CONTRACT UNIT PRICE	CONTRACT QUANTITY	TOTAL CONTRACT AMOUNT	AS-BUILT QUANTITY	TOTAL AS-BUILT AMOUNT
1	12" X 6" MJ TEE, INSTALLED	EA	\$ 5,000.00	2	\$ 10,000.00	2	\$ 10,000.00
2	12" MJ GATE VALVE W/ BOX, INSTALLED	EA	\$ 5,000.00	2	\$ 10,000.00	2	\$ 10,000.00
3	FIRE HYDRANT ASSY (3'-0" BURY) INSTALLED	EA	\$ 5,000.00	2	\$ 10,000.00	2	\$ 10,000.00
4	MECHANICAL JOINT RESTRAINT	EA	\$ 1,000.00	2	\$ 2,000.00	2	\$ 2,000.00
5	DISINFECTION	LSUM	\$ 1,000.00	1	\$ 1,000.00	1	\$ 1,000.00
6	CONSTRUCTION TRAFFIC CONTROL	LSUM	\$ 1,000.00	1	\$ 1,000.00	1	\$ 1,000.00
CO1	FIRE HYDRANT EXTENSION	EA	\$ 1,050.00	0	\$ -	2	\$ 2,100.00
SUBTOTAL WATERLINE 1					\$ 34,000.00		\$ 36,100.00
WATERLINE 3							
LOCATION: US 62 HIGHWAY AT US 81 HIGHWAY							
PAY ITEM	PAY ITEM DESCRIPTION	UNITS	CONTRACT UNIT PRICE	CONTRACT QUANTITY	TOTAL CONTRACT AMOUNT	AS-BUILT QUANTITY	TOTAL AS-BUILT AMOUNT
1	12" DR 14 PVC WL, INSTALLED IN CASING	LF	\$ 65.00	910	\$ 59,150.00	910	\$ 59,150.00
2	12" DR 14 PVC WL, TRENCHED	LF	\$ 85.00	159	\$ 13,515.00	164	\$ 13,940.00
3	20" CASING BORED	LF	\$ 210.00	880	\$ 184,800.00	880	\$ 184,800.00
4	12" X 45° BEND, INSTALLED	EA	\$ 2,000.00	4	\$ 8,000.00	2	\$ 4,000.00
5	12" X 90° BEND, INSTALLED	EA	\$ 2,000.00	3	\$ 6,000.00	3	\$ 6,000.00
6	12" X 6" TEE, INSTALLED	EA	\$ 1,000.00	1	\$ 1,000.00	1	\$ 1,000.00
7	12" X 12" TEE, INSTALLED	EA	\$ 5,000.00	1	\$ 5,000.00	1	\$ 5,000.00
8	12" MJ PLUG, SOLID, INSTALLED	EA	\$ 1,000.00	1	\$ 1,000.00	1	\$ 1,000.00
9	12" GATE VALVE W/ BOX, INSTALLED	EA	\$ 5,000.00	3	\$ 15,000.00	3	\$ 15,000.00
10	FIRE HYDRANT ASSY (3'-0" BURY) INSTALLED	EA	\$ 5,000.00	2	\$ 10,000.00	1	\$ 5,000.00
11	DISINFECTION	LSUM	\$ 1,500.00	1	\$ 1,500.00	1	\$ 1,500.00
12	HYDROSTATIC PRESSURE TESTING	LSUM	\$ 1,500.00	1	\$ 1,500.00	1	\$ 1,500.00
13	CONSTRUCTION TRAFFIC CONTROL	LSUM	\$ 5,000.00	1	\$ 5,000.00	1	\$ 5,000.00
CO1	FIRE HYDRANT EXTENSION	EA	\$ 1,050.00	0	\$ -	1	\$ 1,050.00
SUBTOTAL WATERLINE 3					\$ 311,465.00		\$ 303,940.00
WATERLINES 4 AND 5							
LOCATION: IOWA AVENUE AT CR 281.5							
PAY ITEM	PAY ITEM DESCRIPTION	UNITS	CONTRACT UNIT PRICE	CONTRACT QUANTITY	TOTAL CONTRACT AMOUNT	AS-BUILT QUANTITY	TOTAL AS-BUILT AMOUNT
1	12" DIP WL, TRENCHED	LF	\$ 80.00	290	\$ 23,200.00	235	\$ 18,800.00
2	12" DIP WL, INSTALLED IN CASING	LF	\$ 30.00	138	\$ 4,140.00	138	\$ 4,140.00
3	20" CASING TRENCHED	LF	\$ 180.00	120	\$ 21,600.00	120	\$ 21,600.00
4	6" DIP WL, TRENCHED	LF	\$ 80.00	104	\$ 8,320.00	108	\$ 8,640.00
5	12" X 45° BEND, INSTALLED	EA	\$ 1,000.00	4	\$ 4,000.00	4	\$ 4,000.00
6	12" X 6" TEE, INSTALLED	EA	\$ 1,000.00	1	\$ 1,000.00	1	\$ 1,000.00
7	6" X 22.5° BEND, INSTALLED	EA	\$ 1,000.00	2	\$ 2,000.00	2	\$ 2,000.00
8	12" GATE VALVE W/ BOX, INSTALLED	EA	\$ 4,000.00	2	\$ 8,000.00	2	\$ 8,000.00
9	6" GATE VALVE W/ BOX, INSTALLED	EA	\$ 2,000.00	2	\$ 4,000.00	2	\$ 4,000.00
10	FIRE HYDRANT ASSY (3'-0" BURY) INSTALLED	EA	\$ 5,000.00	1	\$ 5,000.00	1	\$ 5,000.00
11	DISINFECTION	LSUM	\$ 1,500.00	1	\$ 1,500.00	1	\$ 1,500.00
12	HYDROSTATIC PRESSURE TESTING	LSUM	\$ 1,500.00	1	\$ 1,500.00	1	\$ 1,500.00
13	CLSM BACKFILL	CY	\$ 130.00	181	\$ 23,530.00	45	\$ 5,850.00
14	CONSTRUCTION TRAFFIC CONTROL	LSUM	\$ 5,000.00	1	\$ 5,000.00	1	\$ 5,000.00
CO1	FIRE HYDRANT EXTENSION	EA	\$ 1,050.00	0	\$ -	1	\$ 1,050.00
SUBTOTAL WATERLINES 4 AND 5					\$ 112,790.00		\$ 92,080.00
TOTAL					\$ 458,255.00		\$ 432,120.00
NET CONTRACT CHANGE							\$ (26,135.00)



CHISHOLM TRAIL CONSULTING, LLC



City of
CHICKASHA

Meeting Type: CMA Agenda 10-3-2022

Meeting Date: 10/3/2022

Department: Public Works

Agenda Item No. 4.j.

AGENDA ITEM: Discussion, consideration, and possible action to accept Bid CMA-2104 - Water Mains Construction Project as complete and authorize the final payment to Miller Construction & Sons Inc. in the amount of \$137,781.50.

I. BACKGROUND/DESCRIPTION:

II. RECOMMENDED ACTION:

Accept Bid CMA-2104 - Water Mains Construction Project as complete and authorize the final payment to Miller Construction & Sons, Inc. in the amount of \$137,781.50.

III. FISCAL INFORMATION -

IV. FUND INFORMATION:

Dept. Director:	Fund	Account	Amount
Jim Crosby, Public Works Director	(To)		
	FUND	ACCOUNT	AMOUNT
Meeting Date: October 3, 2022	(From) 31-530-6450-019.2		

V. ATTACHMENTS:

1. Contractor's Application for Payment - Final



CHISHOLM TRAIL CONSULTING, LLC

R. Scott Vaughn, P.E., CFM
Professional Engineering Services
580-467-8130
rscottv11@gmail.com

September 19, 2022

Chickasha Municipal Authority
Mr. Jim Crosby
Public Works Director
117 North 4th Street
Chickasha, Oklahoma 73018

RE: CHICKASHA, OK
RFP CMA-2104
WATER MAINS CONSTRUCTION PROJECT
Miller Construction & Sons, Inc. Final Pay Application

Dear Mr. Crosby:

This serves as cover letter for the referenced Final Pay Application certified by this office on September 14, 2022 in the amount of \$137,781.50.

Please be advised that to the best of my knowledge, all work on the project is complete.

This final pay application reflects the quantities included in proposed Change Order 1. The net effect of this change order is a project of \$26,135.00 less than originally estimated.

It is therefore recommended that the City of Chickasha/Chickasha Municipal Authority accept the project and approve final payment to Miller Construction & Sons, Inc.

If you have any questions, or require additional information, please do not hesitate to call me.

Sincerely,

R. Scott Vaughn

R. Scott Vaughn, P.E., CFM

Enclosures

Cc: File

REASONABLE ■ SENSIBLE ■ QUALITY



CHISHOLM TRAIL CONSULTING, LLC

R. Scott Vaughn, P.E., CFM
Professional Engineering Services
580-467-8130
rscottv11@gmail.com

September 19, 2022

Chickasha Municipal Authority
Mr. Jim Crosby
Public Works Director
117 North 4th Street
Chickasha, Oklahoma 73018

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RFP CMA-2104
WATER MAINS CONSTRUCTION PROJECT
Miller Construction & Sons, Inc. Final Pay Application

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If you have any questions, or require additional information, please do not hesitate to call me.

Sincerely,

R. Scott Vaughn

R. Scott Vaughn, P.E., CFM

Enclosures

Cc: File

REASONABLE ■ SENSIBLE ■ QUALITY

CITY OF CHICKASHA PURCHASE REQUEST

DATE: 9/14/2022

DEPT: LINE MAINTENANCE

DELIVER TO: PUBLIC WORKS

☐ open ☒ rec

PO # _____

VENDOR # _____

VENDORS	Vendor # 1 ☐	Vendor # 2 ☐	Vendor # 3 ☐
NAME	MILLER CONSTRUCTION		
ADDRESS	P. O. BOX 125		
CITY	COMMANCHE		

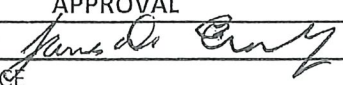
BUDGET BALANCE	ITEM-DESCRIPTION	QTY	TOTAL PRICE VENDOR # 1	TOTAL PRICE VENDOR # 2	TOTAL PRICE VENDOR # 3
	WATER MAINS CONSTRUCTION		\$ 137,781.50		
TOTAL			\$ 137,781.50	\$ 0.00	\$ 0.00
CASH DISCOUNT			()	()	()
TOTAL GROSS PRICE			\$ 137,781.50	\$ 0.00	\$ 0.00
TOTAL FREIGHT					
TOTAL			\$ 137,781.50	\$ 0.00	\$ 0.00

DISBURSEMENT
FUND: 31
DEPT: 530
ITEM: 6450-019.2

COMMENTS: q

ALL EXPENDITURES OF MORE THAN \$500 MUST BE SUPPORTED BY VERBAL OR WRITTEN QUOTATIONS, MORE THAN \$1,000 MUST BE SUPPORTED BY FORMAL WRITTEN QUOTATIONS AND MORE THAN \$3,500 MUST BE DONE THROUGH A FORMAL BID PROCESS.
QUOTATIONS MUST BE FROM AT LEAST THREE (3) RESPONSIBLE BIDDERS AND MUST BE ATTACHED.

QUOTATIONS TAKEN BY: (Printed Name/Signature) _____

CIRCLE ONE			APPROVAL	
BID ONLY	RUSH	CONTRACT ONLY	DEPARTMENT HEAD	
QUOTATIONS ONLY	EMERGENCY PURCHASE		DIRECTOR OF FINANCE	
			CITY MANAGER	

10/14/2013

Contractor's Application for Payment No.

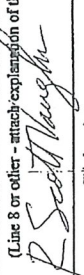
To (Owner):		Chickasha Municipal Authority		Application Period: 7/1/2022 to 9/4/22		Final 9/4/2022	
Project:		RFP CMA-2104- Water Mains Construction NHPP- 226 N (069) J/P 24428 (06) Utilities		Via (Engineer):		CTC Chisholm Trail Consulting	
Owner's Contract No.:		226 N (069) J/P 24428 (06) Utilities		Contractor's Project No.:			

Application For Payment Change Order Summary

Approved Change Orders Number	Additions	Deductions	1. ORIGINAL CONTRACT PRICE
1	\$4,945.00	-\$31,080.00	\$ 545,255.00
			2. Net change by Change Orders..... \$ -26,135.00
			3. Current Contract Price (Line 1 ± 2)..... \$ 543,120.00
			4. TOTAL COMPLETED AND STORED TO DATE (Column F on Progress Estimate)..... \$ 543,120.00
			5. RETAINAGE:
			a. 5% ☒ Work Completed..... \$
			b. 5% ☒ Stored Material..... \$
			c. Total Retainage (Line 5a + Line 5b)..... \$
			6. AMOUNT ELIGIBLE TO DATE (Line 4 - Line 5c)..... \$ 543,120.00
			7. LESS PREVIOUS PAYMENTS (Line 6 from prior Application)..... \$ 529,335.50
			8. AMOUNT DUE THIS APPLICATION..... \$ 137,781.50
			9. BALANCE TO FINISH, PLUS RETAINAGE (Column G on Progress Estimate + Line 5 above)..... \$
TOTALS	\$4,945.00	-\$31,080.00	
NET CHANGE BY CHANGE ORDERS		-\$26,135.00	

Contractor's Certification

The undersigned Contractor certifies that to the best of its knowledge: (1) all previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with Work covered by prior Applications for Payment; (2) title of all Work, materials and equipment incorporated in said Work free and clear of all Liens, security interests and encumbrances (except such as are covered by a Bond acceptable to Owner indemnifying Owner against any such Liens, security interest or encumbrances); and (3) all Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

By: 	Date: 9/4/2022
Payment of: \$ 137,781.50 (Line 8 or other - attach explanation of the other amount)	
is recommended by: 	(Date) 9/14/2022
Payment of: \$	(Engineer)
is approved by:	(Line 8 or other - attach explanation of the other amount)
Approved by:	(Owner)
	Funding Agency (if applicable)
	(Date)

Endorsed by the Construction Specifications Institute.

Progress Estimate

Contractor's Application

For (contract): RFP CMA 2104 WATERMAINS CONSTRUCTION PROJECT NHP-226 N (069) J/P 24428 (06) Utilities									
Application Period: 7/1/2022 to 9/14/22									
Application Number: Final									
Application Date: 9/14/2022									
A									
Bid Item No.	Item Description	Bid Quantity	Unit Price	Bid Value	Estimated Quantity Installed	D	E	F	G
WL #1	1 12X6 MJ TEE INSTALLED	2	\$5,000.00	\$10,000.00	2	\$10,000.00		\$10,000.00	100.0%
	2 12" MG GATE VALVE W/BOX INSTALLED	2	\$5,000.00	\$10,000.00	2	\$10,000.00		\$10,000.00	100.0%
	3 FIRE HYDRANT ASSY (3'-0" BURY) INSTALLED	2	\$5,000.00	\$10,000.00	2	\$10,000.00		\$10,000.00	100.0%
	4 MECHANICAL JOINT RESTRAINT	2	\$1,000.00	\$2,000.00	2	\$2,000.00		\$2,000.00	100.0%
	5 DISINFECTION	1	\$1,000.00	\$1,000.00	1	\$1,000.00		\$1,000.00	100.0%
	6 CONSTRUCTION TRAFFIC CONTROL	1	\$1,000.00	\$1,000.00	1	\$1,000.00		\$1,000.00	100.0%
WL#3	1 12" DR 17 HDPE WL INSTALLED CASING	910	\$65.00	\$59,150.00	910	\$13,940.00		\$59,150.00	100.0%
	2 12" DR 14 PVC WL TRENCHED	159	\$85.00	\$13,515.00	164	\$13,940.00		\$13,940.00	103.1%
	3 20" CASING BORED	880	\$210.00	\$184,800.00	880	\$184,800.00		\$184,800.00	100.0%
	4 12X45 BEND INSTALLED	4	\$2,000.00	\$8,000.00	2	\$4,000.00		\$4,000.00	50.0%
	5 12X90 BEND INSTALLED	3	\$2,000.00	\$6,000.00	3	\$6,000.00		\$6,000.00	100.0%
	6 12X6 TEE INSTALLED	1	\$1,000.00	\$1,000.00	1	\$1,000.00		\$1,000.00	100.0%
	7 12X12 TEE INSTALLED	1	\$5,000.00	\$5,000.00	1	\$5,000.00		\$5,000.00	100.0%
	8 12" MJ PLUG SOLID INSTALLED	1	\$1,000.00	\$1,000.00	1	\$1,000.00		\$1,000.00	100.0%
	9 12" GATE VALVE W/BOX INSTALLED	3	\$5,000.00	\$15,000.00	3	\$15,000.00		\$15,000.00	100.0%
	10 FIRE HYDRANT ASSY (3'-0" BURY) INSTALLED	2	\$5,000.00	\$10,000.00	1	\$5,000.00		\$5,000.00	50.0%
	11 DISINFECTION	1	\$1,500.00	\$1,500.00	1	\$1,500.00		\$1,500.00	100.0%
	12 HYDROSATIC PRESSURE TESTING	1	\$5,000.00	\$5,000.00	1	\$5,000.00		\$5,000.00	100.0%
	13 CONSTRUCTION TRAFFIC CONTROL	1	\$1,500.00	\$1,500.00	1	\$1,500.00		\$1,500.00	100.0%
WL #4	1 12" DIP WL TRENCHED	290	\$80.00	\$23,200.00	235	\$18,800.00		\$23,200.00	81.0%
	2 12" DIP WL INSTALLED IN CASING	138	\$30.00	\$4,140.00	138	\$4,140.00		\$4,140.00	100.0%
	3 20" CASING TRENCHED	120	\$180.00	\$21,600.00	120	\$21,600.00		\$21,600.00	100.0%
	4 6" DIP WL TRENCHED	104	\$80.00	\$8,320.00	108	\$8,640.00		\$8,640.00	103.8%
	5 12X45 BEND INSTALLED	4	\$1,000.00	\$4,000.00	4	\$4,000.00		\$4,000.00	100.0%
	6 12X6 TEE INSTALLED	1	\$1,000.00	\$1,000.00	1	\$1,000.00		\$1,000.00	100.0%
	7 6X22.5 BEND INSTALLED	2	\$2,000.00	\$4,000.00	2	\$4,000.00		\$4,000.00	100.0%
	8 12" GATE VALVE W/BOX INSTALLED	2	\$4,000.00	\$8,000.00	2	\$8,000.00		\$8,000.00	100.0%
	9 6" GATE Valve W/BOX INSTALLED	2	\$5,000.00	\$10,000.00	2	\$10,000.00		\$10,000.00	100.0%
	10 FIRE HYDRANT ASSY (3'-0" BURY) INSTALLED	1	\$1,500.00	\$1,500.00	1	\$1,500.00		\$1,500.00	100.0%
	11 DISINFECTION	1	\$1,500.00	\$1,500.00	1	\$1,500.00		\$1,500.00	100.0%
	12 HYDROSATIC PRESSURE TESTING	181	\$130.00	\$23,530.00	45	\$5,850.00		\$5,850.00	24.9%
	13 CLSM BACKFILL	1	\$5,000.00	\$5,000.00	1	\$5,000.00		\$5,000.00	100.0%
	14 CONSTRUCTION TRAFFIC CONTROL	1	\$4,200.00	\$4,200.00	1	\$4,200.00		\$4,200.00	100.0%
Change order 1	Change order Adds not listed Fire Hydrant Extensions								
	Totals			\$458,255.00		\$432,120.00		\$432,120.00	94.3%
									\$17,680.00
									\$26,135.00

In compliance with Title 62 of the Oklahoma Statutes, Section 310.9 A & B all architects, contractors, engineers, or material suppliers conducting business with the City of Chickasha, Oklahoma are required to complete (sign and notarize) this affidavit.

STATE OF OKLAHOMA)
) ss
COUNTY OF: Stephens)

OTHER STATE: _____)
) ss
COUNTY OF: _____)

Vendor # Miller Construction & Son's Inc

PO # _____
Name RFP CMA 2104 WATERMAINS CONSTRUCTION
NHPP-226 N (069) J/P 24428 (06) Utilities

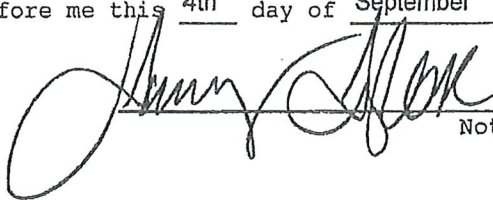
\$ 137,781.50

The undersigned (architect, contractor, supplier, or engineer) of lawful age, being first duly sworn, on oath says that this invoice or claim is true and correct. Affiant further states that the (work, services, or materials) as shown by this invoice or claim have been (completed or supplied) in accordance with the plans, specifications, orders or requests furnished the affiant. Affiant further states that (s)he has made no payment directly or indirectly to any elected official, officer, or employee of the State of Oklahoma, any county or local subdivision of the state, or money or any other thing of value to obtain payment of the invoice or procure the contract or purchase order pursuant to which an invoice is required.



(Signature - Contractor, Supplier, or Engineer)

Subscribed and sworn to before me this 4th day of September, 22.



Notary Public

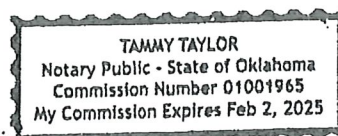
Company Name: Miller Construction & Son's Inc

Address: P.O. Box 125

City: COMANCHE

State: Oklahoma

Zip: 73529





OKLAHOMA DEPARTMENT OF TRANSPORTATION

Save the U Drive
Cigars & more
200 N.E. 21st Street
Oklahoma City, OK 73105-3204
www.odot.org

April 11, 2018

THE HONORABLE HANK ROSS, MAYOR
CITY OF CHICKASHA
117 N 4TH ST
CHICKASHA, OK 73018-2601

Dear Mayor:

RE: Job Piece # 24428 (04) Const., (05) RW, (06) UT,
Project # J2-4428(004), Grady County

Enclosed for your files is a fully executed copy of the City of Chickasha Right-of-Way, Public Utility and Encroachment Agreement on the above referenced project.

If we may be of further assistance, please let us know.

Sincerely,

Ellie Uselton
Business Office
Legal & Business Services Division
(405) 521-2645

Enclosure

cc: Division 7
Division 7 Engineer
Relocation Branch
Utilities Branch
Underwriter's Accountant
Record Center

"The mission of the Oklahoma Department of Transportation is to provide a safe, economical, and effective transportation network for the people, commerce and communities of Oklahoma."

AN EQUAL OPPORTUNITY EMPLOYER

RECEIVED

APR 13 2018

O.D.O.T.
Division 7 - Duncan

RECEIVED

Population 16,036

APR 6 2 2018

RIGHT-OF-WAY, PUBLIC UTILITY
AND ENCROACHMENT AGREEMENT BUSINESS OFFICE

This Agreement, entered into between the City of Chickasha, Grady County, Oklahoma, hereinafter the City and the Department of Transportation of the State of Oklahoma, hereinafter the Department, in connection with the location and improvement of a portion of the State Highway System within the corporate limits of the City, now designated as US-81 under plans and specifications for Federal / State Aid Project No. J2-4428(004), State Job No. 24428 (04) Construction, (05) R/W, (06) Utilities.

WITNESSETH

WHEREAS, it is mutually agreed between the parties that certain improvements should be made to the highway now as follows:

That the Department proposes construction of US-81 Realignment, From SH-9 South 6.3 mi. to US-277 (Chickasha Bypass).

WHEREAS, legislative authorization and the rules, regulations, and policies of the Department provide the basis of cooperation between the parties to effect such highway improvements.

NOW, THEREFORE, the parties hereto agree as follows:

The City agrees:

1. To the location of said highway, acknowledges receipt of and adopts the plans for said project as the official Grade, Drain, Bridge & Surface plans of the City for its streets, boulevards, or arterial highway included therein.
2. That prior to the advertising of the project for bids (as to that part of the project lying within the present corporate limits) it will:
 - (a) Grant to the Department and its contractors, the right-of-entry to and the use of all existing streets, alleys, and other City owned property when required, and other rights-of-way shown on said plans. Further, City shall not permit the vacation of any such street, alley or other rights-of-way within the limits of the project without the prior written approval of Chief, Right-of-Way & Utilities Division, Department of Transportation, State of Oklahoma.

- (b) Remove at its own expense, or cause the removal of, all encroachments on the existing streets as shown on said plans, including all signs, buildings, porches, awnings, porticos, fences, gasoline pumps and islands, and any other such private installations. Said removal shall be accomplished immediately on execution of this agreement and shall include necessary legal action where required.
- (c) Prohibit parking on that portion of the project within the corporate limits of the City.
- (d) Comply with the Department's standards for construction of driveway entrances from private property to the highway, in accordance with the Department's manual entitled "Policy on Driveway Regulations for Oklahoma Highways" Rev. 5/96, in compliance with current Oklahoma Highway Commission Policy, 69 O.S. 2011 § 1210.
- (e) Maintain all right-of-way acquired for the construction of this project as shown on said plans, in a manner consistent with applicable statutes, codes, ordinances and regulations of the Department and the State of Oklahoma.

3. That City will:

- (a) Determine and locate, with the Department's approval, a detour route over existing City streets, if a re-routing of traffic or a detour is necessary during the period of construction.
- (b) Be responsible, during or subsequent to construction, for all costs, for the operation and any maintenance necessary to the approved detour route over existing City streets, or any other street as a result of additional traffic.
- (c) Be responsible for all costs for repairs or maintenance to any City street, during or subsequent to construction, which results from additional traffic where construction is performed under traffic.

- (d) To the extent permitted by the *Oklahoma Governmental Tort Claims Act*, Title 51 Oklahoma Statutes, 2011, § 151 *et seq.* and by Oklahoma Constitution Article 10, § 15, § 26 and as otherwise permitted by law, the City shall indemnify and save harmless the Department, its officers and employees, and shall protect and defend at its own expense all claims, demands, or suits whether in law or equity brought against the City or the Department arising from the City's execution, performance, or failure to perform, a provisions of this agreement or alleged negligence in the location, design, construction, operation, or maintenance of a portion of the City Street System within the corporate limits of the City. Provided, nothing herein shall require the City to reimburse the Department for damages arising out of bodily injury to persons or damage to property caused by or resulting from the sole negligence of the Department. When any alleged act, omission, negligence, or misconduct may be subject to the limitations, exemptions, or defenses which may be raised under the Oklahoma Governmental Tort Claims Act, 51 O.S. 2011, § 151 *et seq.*, all such limitations, exemptions, and defenses shall be available to and maybe asserted by City. No liability shall attach to the Department except as expressly provided herein. Said indemnifications shall include all causes of action arising from contract, tort, negligence, condemnation or inverse condemnation.
- (e) Comply with all applicable laws and regulations necessary to meet the Oklahoma Department of Environmental Quality (ODEQ) requirements for pollution prevention including discharges from storm water runoff during the planning and design of this project. Further, the City agrees and stipulates as stated in the ODEQ-s *General Permit OKR10*, dated September 13, 2002, or latest revision to secure a storm water permit with the ODEQ, for utility relocations, when required. It is agreed that the storm water management plan for the project previously described in the document includes the project plans and specifications, required schedules for accomplishing the temporary and permanent erosion control work, the storm water pollution prevention plan and the appropriate location map contained in the utility relocation plans.

4. That subsequent to the construction of said project, City will:

- (a) Keep all permanent right-of-way shown on said plans free from any encroachment and take immediate action to effect the removal of any encroachments upon notification by the Department, including all necessary legal action when required.

- (b) Erect, maintain, and operate traffic control signals, including speed limit and traffic control signs, only in accordance with 47 O.S. 2011, § 15-104, 15-105 and 15-106, and subject to the approval, direction and control of the Department.
- (c) Regulate and control traffic on said project, including, but not limited to, the speed of vehicles, parking, stopping and turns, in accordance with 47 O.S. 2011, § 15-104, *et. seq.* and to make no changes in the provisions thereof without the approval of the Department.
- (d) Maintain all that part of said project within the corporate limits of the Underwriter between the gutter lines and the right-of-way lines, and if no gutter exists, between the shoulder lines and the right-of-way lines, including storm sewers, all underground facilities, curbs and mowing, all in accordance with 69 O.S. 2011, § 901 and all other applicable law.

The City shall also maintain any public road on Department owned right-of-way not connected to the highway nor allowing access to the highway. All maintenance shall be in accordance with 69 O.S. 2011, § 901 and all other applicable law.

- 5. If any existing, future or proposed local statute, ordinance, court order, rule policy, or other directive, including but not limited to, those that relate to right-of-way acquisition, encroachment removal, acquisition or relocation of outdoor advertising signs or structures or storm water drainage facilities, that are more restrictive than state or federal regulations, including all applicable Federal and State laws regarding the erecting, maintaining, and relocation of outdoor advertising signs or any other locally proposed changes, including, but not limited to, plats or re-plats, that results in any increased costs for right-of-way acquisitions, removal of encroachments, or the relocation, erecting, or maintaining of outdoor advertising signs or structures or storm water drainage facilities, City shall be solely responsible for all such related costs as the same are determined at the sole discretion of the Department, when such increased costs, including but not limited to relocation, acquisition, or litigation costs, are associated with any existing, future or proposed local statute, ordinance, court order, rule, policy, or other directive or change.
- 6. That all covenants of this Agreement shall apply to any area hereinafter annexed to the City which lies within the limits of this project.
- 7. That City will, by resolution, duly authorize the execution of this Agreement by the proper officials, and attach copies of such resolution to this Agreement.

8. That the participation in the necessary adjustments of utilities between the undersigned parties shall be as follows:

(a) The Department shall coordinate all the necessary utility adjustments with the owner(s) having utility facilities within the project limits.

(b) The City and the Department shall equally share, and each shall be financially responsible for one-half, the total cost of adjustments of any and all utility facilities presently located on and in privately owned right-of-way necessary to accommodate the construction of said project, whether such utilities are publicly or privately owned, including all pipelines, water lines, telephone lines, fiber optic cables, power lines, sewer lines, fire hydrants, light poles, and other such service installations. In the event the Department secures federal financial participation in the cost of these utility adjustments, the City shall not participate in the cost of adjusting City-owned utility facilities on private right-of-way. The local share of such costs shall be borne solely by the Department.

(c) Any and all monetary expenditures necessary to accomplish the adjustments of utility facilities presently located on and in public right-of-way shall be borne entirely by the owner(s) of the affected utilities except those public water and sanitary sewer systems specifically exempt in 69 O.S. 2011, § 1403(f). The City shall protect and indemnify the State from any expenses and liabilities resulting from these utility adjustments.

It is further agreed and understood between the parties that the City will pay to the Department the City's share of the actual utility adjustment costs of utility facilities relocated from private right-of-way promptly upon receipt of the Department's statement as the amounts become known.

9. The Department understands and acknowledges that the City is a municipal corporation and a charter City created and existing under the Constitution and Laws of the State of Oklahoma. The Department further acknowledges and understands that the obligations, duties and liabilities under this Agreement, including but not necessarily limited to all covenants to pay reimbursement or make payment from City funds, to provide City funds to acquire properties, to provide City funds to maintain and operate facilities, improvements, or rights of way, to annually provide City funds for maintenance, personnel and/or equipment, and/or to provide City funds for inspection are subject to annual appropriation of the City Council of the City and the availability of funds for such purpose.

IN CONSIDERATION of the grants and covenants by the City herein contained and the faithful performance thereof by the City, the Department agrees to construct

said project in accordance with said plans and specifications; provided that the right to make such changes in the plans and specifications as are necessary for the proper construction of said project is reserved to the Department.

IN WITNESS WHEREOF, we have hereunto set our hands and seals, the City on the 9th day of March, 2018, and the State on the 14th day of March, 2018.

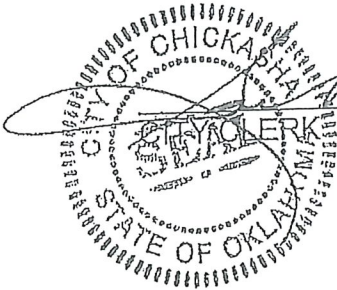
ATTEST:

(SEAL)

CITY OF CHICKASHA

[Signature]

MAYOR



REVIEWED AND APPROVED AS TO
FORM AND LEGALITY

[Signature]

CHIEF, LEGAL DIVISION (ODOT)

STATE OF OKLAHOMA
DEPARTMENT OF
TRANSPORTATION

[Signature]

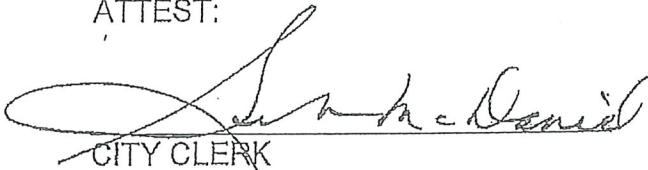
DIRECTOR

RESOLUTION

WHEREAS, it appearing reasonable and necessary for the City of Chickasha, Grady County, OKLAHOMA, to execute a Right-of-Way, Public Utility and Encroachment Agreement in connection with the construction of a public project known as Project No. J2-4428(004), Job No. 24428(04)Construction, (05)R/W, (06)Utilities, in accordance with the terms and tenor of 69 O.S. 2011 §§ 1205, 1206, 1401, and 1403.

NOW, THEREFORE, BE IT RESOLVED by the City of Chickasha, Oklahoma, sitting in regular session that such contract be entered into and that a copy of same be hereto attached and made a part hereof by reference, all as provided by law.

ATTEST:


CITY CLERK


MAYOR

