



City of Bixby Bixby Public Works Authority Meeting Agenda

Monday, May 13, 2024

**Immediately Following the
City Council Meeting**

**City Hall Municipal Building
116 W. Needles Ave., Bixby,
OK 74008**

Public comments are limited to items on the agenda. Those wishing to speak on agenda items will need to appear in the City Council Chamber.

Call to Order

Chairman

Roll Call

Shannon Duran, City Clerk

Consent Agenda

Secretary's Report

Consider and Approve:

- 1) Minutes from Bixby Public Works Meeting 04/22/2024.
- 2) Consider and/or approve annual renewal website hosting and software package from CivicPlus, Inc. SeeClickFix software for FY25 in the amount of \$13,775.74. (BPWA portion is \$6,887.87)

Regular Agenda

- 1) Consider and take action to authorize the Chairman of the Bixby Public Works Authority (BPWA) to sign Oklahoma Department of Environmental Quality (ODEQ) Consent Order 19-265 Add A, requiring corrections to its wastewater treatment system, establishing a date for lagoon closure, and agreeing to pay deferred penalties if tasks are not completed as specified.
- 2) Discuss and/or approve Guaranteed Maximum Price of \$12,306,107.92 for the Public Works Facility Project
- 3) New Business
In accordance with the Open Meeting act, Title 25 O.S. § 311.A.10, new business is

defined as any matter not known about or which could not have been reasonably foreseen prior to the time of posting the agenda.

4) Adjournment

Notice of Posting

This Notice and Agenda was posted on the bulletin board this day of May 10, 2024, on or before 5:00 p.m., at City Hall, 116 W. Needles Avenue, Bixby, Oklahoma.

Respectfully Submitted

Shannon Duran
City Clerk

Note: All cell phones and pagers must be turned off or operated silently during all meetings.

21 O.S. Section 280 provides the following: A. It is unlawful for any person, alone or in concert with others and without authorization, to willfully disturb, interfere or disrupt state business, agency operations or any employee, agent, official or representative of the state. B. It is unlawful for any person who is without authority or who is causing any disturbance, interference or disruption to willfully refuse to disperse or leave any property, building or structure owned, leased or occupied by state officials, employees, agents or representatives or used in any manner to conduct state business or operations after proper notice by a peace officer, sergeant-at-arms, or other security personnel. C. Any violation of the provisions of this section shall be a misdemeanor punishable by imprisonment in the county jail for a term Oklahoma Statutes - Title 21. Crimes and Punishments Page 94 of not more than one (1) year, by a fine not exceeding One Thousand Dollars (\$1,000.00), or by both such fine and imprisonment. D. For purposes of this section, "disturb, interfere or disrupt" means any conduct that is violent, threatening, abusive, obscene, or that jeopardizes the safety of self or others.

For Special Accommodations

Persons who require a special accommodation to participate in this meeting should contact City Clerk, Shannon Duran: 116 West Needles Avenue, Bixby, Oklahoma, 918-366-4430 or email [City Clerk, Shannon Duran](mailto:sduran@bixbyok.gov) (sduran@bixbyok.gov), as far in advance as possible and preferably at least 48-hours before the date of the meeting. Persons using a Telecommunication Device for the Deaf may contact Oklahoma Relay at 1-800-722-0353 and voice calls should be made to 1-800-522-8506 to communicate via telephone with hearing telephone users and vice versa.

Consent Agenda Item Commentary

Item Title

Minutes from Bixby Public Works Meeting 04/22/2024.

Initiator**Staff Information Source****Background****Exhibits**

1. Bixby Public Works Authority Meeting Minutes 04/22/24

Key Issue**Council Action****Recommendation****Item No:** 1.**Meeting Date**

May 13, 2024

Meeting

20240513 Bixby Public Works Authority Agenda

Bixby Public Works Authority Meeting Minutes

City Hall Municipal Building
116 W. Needles Ave., Bixby, OK 74008
April 22, 2024 at 6:00 PM

The agenda for the regularly scheduled meeting of the Bixby Public Works Authority of the city of Bixby was posted on the bulletin board at City Hall, 116 West Needles Avenue, Bixby, Oklahoma on April 19, 2024, on or before 5:00 p.m.

Call to Order

Mayor Guthrie called the Bixby Public Works Authority Meeting to order at 6:24 pm.

Roll Call

Shannon Duran, City Clerk, called the roll, and the following were present:

Members Present

Mayor Guthrie
Vice Mayor Founds
Councilor Girard
Councilor Hirshey
Councilor Schultz

Staff Present

Jared Cottle, City Manager
Shannon Duran, City Clerk
Phil Frazier, City Attorney
Charles Barnes, Finance Director
Bea Aamodt, Public Works Director
Todd Blish, Police Chief
Joe Sherrell, Assistant Fire Chief
Justin Dowd, City Engineer
Bryan Toney, Public Information Officer

Consent Agenda

- 1) Minutes for the Bixby Public Works Authority Meeting dated 04/08/2024.

Mayor Guthrie said item 1 on the Consent Agenda was up for discussion and consideration.

Mayor Guthrie asks for a motion to approve item 1. Councilor Hirshey made a motion to approve, seconded by Vice Mayor Founds. The vote was taken with the following results:

Carried: 5-0

Ayes: Hirshey, Founds, Girard, Schultz, Guthrie

Nays: 0

Regular Agenda

1) New Business

In accordance with the Open Meeting act, Title 25 O.S. § 311.A.10, new business is defined as any matter not known about or which could not have been reasonably foreseen prior to the time of posting the agenda.

No new business to discuss.

2) Adjournment

An adjournment was called at 6:50 pm

Mayor

City Clerk

Consent Agenda Item Commentary

Item Title

Consider and/or approve annual renewal website hosting and software package from CivicPlus, Inc. SeeClickFix software for FY25 in the amount of \$13,775.74. (BPWA portion is \$6,887.87)

Initiator

Charles Barnes

Staff Information Source

Charles Barnes

Background

The City started using CivicPlus to build our website and to host SeeClickFix; and we want to renew this support for FY25.

Exhibits

1. SeeClickFix Renewal Invoice for FY25

Key Issue

Renew website hosting of SeeClickFix support for FY25.

Council Action

Approve or Deny

Recommendation

Approve

Item No: 2.

Meeting Date

May 13, 2024

Meeting

20240513 Bixby Public Works Authority Agenda



Invoice

Updated Remittance Address:
(FOR PAYMENTS ONLY)
CivicPlus LLC
PO Box 737311
Dallas TX 75373-7311

#301702
7/1/2024
PO #

Bill To
City of Bixby
P.O. Box 70
Bixby OK 74008-0070

TOTAL DUE

\$13,775.74

Due Date: 7/31/2024

Terms	Due Date	PO #	Approving Authority	
Net 30	7/31/2024			
Qty	Item	Start Date	End Date	
1	SeeClickFix Annual	7/1/2024	6/30/2025	
1	Marketplace App Annual	7/1/2024	6/30/2025	
			Total	\$13,775.74
			Due	\$13,775.74

RECEIVED
MAY 07 2024
BIXBY A/P OFFICE

Please submit payment via ACH using the details below. Please send notification of ACH transmission via email to accounting@civicplus.com.

Bank Name	Account Name	Account Number	Routing Number
JPMorgan Chase	CivicPlus LLC	910320636	021000021

Regular Agenda Item Commentary

Item Title

Consider and take action to authorize the Chairman of the Bixby Public Works Authority (BPWA) to sign Oklahoma Department of Environmental Quality (ODEQ) Consent Order 19-265 Add A, requiring corrections to its wastewater treatment system, establishing a date for lagoon closure, and agreeing to pay deferred penalties if tasks are not completed as specified.

Initiator**Staff Information Source****Background****Exhibits**

1. Consent Order 19-265 Add A Violations and Lagoon Closure

Key Issue**Council Action****Recommendation****Item No:** 1.**Meeting Date**

May 13, 2024

Meeting

20240513 Bixby Public Works Authority Agenda

BPWA
REGULAR AGENDA ITEM

ITEM TITLE: Consider and take action to authorize the Chairman of the Bixby Public Works Authority (BPWA) to sign Oklahoma Department of Environmental Quality (ODEQ) Consent Order 19-265 Add A, requiring corrections to its wastewater treatment system, establishing a date for lagoon closure, and agreeing to pay deferred penalties if tasks are not completed as specified.

INITIATOR: Bea Aamodt, PW Director

STAFF SOURCE: Bea Aamodt, PW Director

BACKGROUND: The Department of Environmental Quality has found deficiencies in the Authority's wastewater treatment as described in the attached Consent Order; exceedance of permit limits for BOD, TSS, and E.Coli. Additionally, DEQ is establishing a date of December 1st for North Lagoon closure.

1. The Authority agrees to address each task as described in the Consent Oder
2. ODEQ ha assessed a penalty of \$30,000, of which \$18,750 is due 30 days after the execution of the Consent Order. ODEQ agrees to defer partial payment of the assessed penalty pending compliance with the tasks listed in the Consent Order.
 - a. If the Authority fails to complete a task by the scheduled due date, the deferred penalty allocated to that task becomes immediately due and payable. Additional penalties apply for each additional day of delay. Please see attached Order for details.
 - b. If the Authority completes a task by its due date, DEQ agrees to waive the portion of the deferred penalty.

The Plant has met OPDES Permit limits since April of 2023, except for one E.Coli excursion in June of 2023.

EXHIBITS: See Oklahoma Department of Environmental Quality (ODEQ) Consent Order 19-265 Add A; attached.

KEY ISSUE: Authorize the Chairman to execute Consent Order 19-265 Add A.

BPWA ACTION: Authorization for the Chairman to execute Consent Order 19-265 Add A.

RECOMMENDATION: Authorize the Chairman to execute Consent Order 19-265 Add A.

BPWA
MEETING DATE: 05/13/2024

April 22, 2024

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Brian Guthrie, Chairman
Bixby Public Works Authority
c/o Jared Cottle, P.E., City Manager
City of Bixby
P.O. Box 70
Bixby, Oklahoma 74008-0070

Re: Consent Order Case No. 19-265 – Addendum A
Bixby Public Works Authority North and South Wastewater Treatment Facilities
Facility Nos. S-20438 and S-20407
OPDES Permit Nos. OK0036153 and OK0026913
Problem(s): Permit Violation(s); Five-day Biochemical Oxygen Demand, *E. coli*,
and Fecal Coliform Exceeded Permit Limits

Dear Chairman Guthrie:

Enclosed is the proposed Addendum A to Consent Order Case No. 19-265 that reflects the new agreement reached between the Bixby Public Works Authority (Authority) and the Oklahoma Department of Environmental Quality (DEQ). The Consent Order is being amended in order to establish a Task Schedule for closing out the old lagoons and attaining compliance with the OPDES Permit. This Addendum also assesses administrative penalties for the OPDES Permit limit violations of total suspended solids that have occurred since construction of the new WWTF was completed.

Please sign and mail the original to me at: Oklahoma Department of Environmental Quality, Water Quality Division, P.O. Box 1677, Oklahoma City, Oklahoma 73101-1677. **A copy of the file stamped signed original will be returned to you.** If this Addendum is not signed and returned to DEQ within thirty (30) days of receipt, DEQ will pursue other enforcement actions to ensure compliance.

If you have any questions or comments concerning this Addendum, please contact Elizabeth Denning, District Representative, Municipal Wastewater Enforcement Section, Water Quality Division, DEQ, at 405-702-8125 or write to Ms. Denning at the letterhead address.

Sincerely,



Shellie R. Chard, Director
Water Quality Division
Oklahoma Department of Environmental Quality

Enclosure: As stated

ADDENDUM A

On February 11, 2020, the Bixby Public Works Authority ("Respondent") and the Oklahoma Department of Environmental Quality ("DEQ") agreed to Consent Order Case No. 19-265 ("Order"). The Order required Respondent to complete construction of the improvements of the North and South Wastewater Treatment Facilities ("WWTFs") and construction of the new WWTF.

On January 13, 2022, DEQ was notified by Respondent that construction and equipment testing had been completed and that the new WWTF commenced discharging through the permitted outfall on January 11, 2022. On March 11, 2022, DEQ received a letter from Respondent requesting additional time to complete closure of the North WWTF lagoons. The letter stated that the existing pumping system is undersized to transfer water from the North WWTF lagoons to the South WWTF site, where the new WWTF is located. As part of the WWTF improvements, the size of the pumps for the lift station at the North WWTF were increased and additional pumps were installed to transfer all the flow to the new WWTF. The letter further stated that the pumps had been ordered, but with the delays in materials due to the COVID pandemic, the current delivery date for the pumps was estimated to be May 2022. The letter concluded that the plan was to complete all the work possible at the pump station to accommodate the new pumps, then once they arrive, install them, and begin draining the North WWTF lagoons, clean them out, and close them as per the original plans.

On April 24, 2022, DEQ was notified by Respondent's contract operator that the new WWTF was experiencing OPDES Permit limit violations. The effluent was in compliance during the first week of operation; however, the reuse basin where the final effluent is impounded for the WWTF Category 6 water reuse is so large, it allowed solids to settle and accumulate in the tank to the point of causing Permit limit excursions. The tank was cleaned, and a new operating strategy implemented to minimize solids from settling out in the tank. The WWTF continued to report OPDES Permit limit violations.

On October 5, 2022, DEQ issued Respondent Notice of Violation ("NOV") No. S-20407-22-1 for total suspended solids ("TSS"), five-day biochemical oxygen demand ("BOD₅"), and *E. coli* Permit limit violations during the May 2020, February 2022, March 2022, April 2022, May 2022, July 2022, and August 2022 monitoring periods as electronically reported on monthly Discharge Monitoring Reports ("eDMRs"). On November 7, 2022, DEQ received a letter in response to the NOV. The response stated that the violations were due to solids separation problems, sampling techniques, operational adjustment issues, and equipment problems. The effluent autosampler tubing was installed at the bottom of the Category 6 water reuse tank, this was allowing the autosampler to pull solids and stagnant water from the bottom of the reuse tank. Once discovered, the intake tubing for the autosampler was raised a few feet above the tank bottom. The response further stated a few of the exceedances were due to excessive denitrification in the sequential batch reactors ("SBRs") and that operating guidelines for decanting were adopted to minimize nitrate recycle and digester aeration was adjusted to encourage more denitrification in the digesters. The response further stated, the sludge volume index in the SBRs increased and calculations indicated that by late May, the total plant solids inventory would be at normal level and dewatering and hauling would need to start. The digesters reached capacity in July at which time the operators decreased the sludge wasting rates resulting in increased solids levels in the SBR tanks. Due to the

excessive solids inventory in the SBR, proper settling did not occur, allowing solids to be discharged from the WWTF. The response stated that the Authority did not receive final approval for sludge disposal until August 23, 2022. However, DEQ did not receive the information requested in the conditional approval until August 12, 2022. Additionally, the response stated that one TSS exceedance was due to a high-high level float for SBR #3 sending a false high signal that triggered the control system to open the SBR decant valve during the SBR react mode, which resulted in elevated TSS, BOD₅, and *E. coli* effluent concentrations. The high-high floats in the SBRs were rewired. Additional equipment issues included errors with the centrifuge operation control system, which was fixed after thirteen days with new programming, and the main pump control system design errors that led to several filled/decant events, which was addressed by revising speed/flow relationship for the main lift station pumps' control systems. The response further stated the solids inventory has been decreased in the SBR tanks and that the solids mass is near target levels.

Respondent reported additional Permit limit violations following the response. On March 1, 2023, DEQ issued Respondent a letter stating that its NOV response was inadequate due to the ongoing Permit limit violations. The letter requested an explanation for the ongoing violations and corrective actions taken to address the violations along with a schedule with dates for actions necessary to eliminate the violations. On March 30, 2023, DEQ received a letter from Respondent, which stated that corrective actions were ongoing and recently wasting was increased to reduce the solids inventory and process adjustments to reduce the filamentous bacteria population to improve solids settling. The response included a timeline with events and actions taken since the last NOV response.

This Addendum is necessary to allow time for Respondent to come into compliance with its Permit limits and complete closure of the North WWTF lagoons. This Addendum supersedes and closes NOV No. S-20407-22-1. This Addendum assesses an administrative penalty for the Permit limit violations that have occurred since construction of the new WWTF was completed.

On April 11, 2024, Elizabeth Denning, E.I., District Representative for DEQ, spoke to Heath Wright, Utilities Operations Manager, for Respondent, by telephone. Mr. Wright and Mrs. Denning discussed the remaining tasks and Mr. Wright was notified of the penalty included in this Addendum.

Pursuant to Paragraph 26 of the Order, Respondent and DEQ mutually agree to add Paragraph 3.a and 4.a and to amend Paragraphs 19, 20, 21 and 30 as follows:

3.a. Respondent is required to electronically submit Discharge Monitoring Reports (“eDMRs”) monthly. Respondent reported the following Permit limit violations in its eDMRs for the North WWTF, OPDES Permit No. OK0036153:

NORTH WWTF PERMIT LIMIT VIOLATIONS (Facility No. S-20438)			
Monitoring Period	Parameter (Units)	Reported Results	Permit Limit
Nov. 2019	BOD ₅ , mo. avg. conc., (mg/L)	39.3	30
Nov. 2019	BOD ₅ , wk. avg. conc, (mg/L)	45.8	45
Nov. 2019	BOD ₅ , mo. avg. load., (lbs/day)	455.7	213.4
Nov. 2019	<i>E. coli</i> , geometric mean, (CFU/100 mL)	1904.3	630
Nov. 2019	<i>E. coli</i> , mo. max, (CFU/100 mL)	4200	2030
Dec. 2019	BOD ₅ , mo. avg. conc., (mg/L)	37.9	30
Dec. 2019	BOD ₅ , wk. avg. conc, (mg/L)	50.1	45
Dec. 2019	BOD ₅ , mo. avg. load., (lbs/day)	378.3	213.4
Dec. 2019	<i>E. coli</i> , geometric mean, (CFU/100 mL)	8530.7	630
Dec. 2019	<i>E. coli</i> , mo. max, (CFU/100 mL)	20000	2030
Jan. 2020	BOD ₅ , mo. avg. load., (lbs/day)	249.8	213.4
Jan. 2020	<i>E. coli</i> , mo. max, (CFU/100 mL)	5100	2030
Feb. 2020	BOD ₅ , mo. avg. load., (lbs/day)	272.6	213.4
Mar. 2020	BOD ₅ , mo. avg. load., (lbs/day)	218.2	213.4
Mar. 2020	<i>E. coli</i> , geometric mean, (CFU/100 mL)	898	630
Mar. 2020	<i>E. coli</i> , mo. max, (CFU/100 mL)	7000	2030
Apr. 2020	<i>E. coli</i> , mo. max, (CFU/100 mL)	5800	2030
May 2020	BOD ₅ , mo. avg. conc., (mg/L)	36	30
May 2020	BOD ₅ , mo. avg. load., (lbs/day)	328	213.4
May 2020	<i>E. coli</i> , mo. max., (CFU/100 mL)	2100	406
Jun. 2020	BOD ₅ , mo. avg. conc., (mg/L)	32	30
Jun. 2020	BOD ₅ , mo. avg. load., (lbs/day)	288.1	213.4
Jun. 2020	<i>E. coli</i> , mo. max., (CFU/100 mL)	12100	406
Jul. 2020	<i>E. coli</i> , mo. max., (CFU/100 mL)	4200	406
Sep. 2020	<i>E. coli</i> , geometric mean, (CFU/100 mL)	143	126
Sep. 2020	<i>E. coli</i> , mo. max., (CFU/100 mL)	20000	406
Oct. 2020	<i>E. coli</i> , geometric mean, (CFU/100 mL)	1126.6	630
Oct. 2020	<i>E. coli</i> , mo. max, (CFU/100 mL)	4900	2030
Nov. 2020	BOD ₅ , mo. avg. load., (lbs/day)	230.6	213.4
Nov. 2020	<i>E. coli</i> , geometric mean, (CFU/100 mL)	1439.8	630
Nov. 2020	<i>E. coli</i> , mo. max, (CFU/100 mL)	4300	2030
Dec. 2020	BOD ₅ , mo. avg. load., (lbs/day)	218.5	213.4

NORTH WWTF PERMIT LIMIT VIOLATIONS (Facility No. S-20438)			
Monitoring Period	Parameter (Units)	Reported Results	Permit Limit
Dec. 2020	<i>E. coli</i> , geometric mean, (CFU/100 mL)	3721.8	630
Dec. 2020	<i>E. coli</i> , mo. max, (CFU/100 mL)	6500	2030
Jan. 2021	BOD ₅ , mo. avg. load., (lbs/day)	222.8	213.4
Jan. 2021	<i>E. coli</i> , geometric mean, (CFU/100 mL)	3001.8	630
Jan. 2021	<i>E. coli</i> , mo. max, (CFU/100 mL)	158000	2030
Feb. 2021	BOD ₅ , mo. avg. conc., (mg/L)	32.6	30
Feb. 2021	BOD ₅ , wk. avg. conc., (mg/L)	55.5	45
Feb. 2021	BOD ₅ , mo. avg. load., (lbs/day)	326.1	213.4
Feb. 2021	<i>E. coli</i> , geometric mean, (CFU/100 mL)	24410	630
Feb. 2021	<i>E. coli</i> , mo. max, (CFU/100 mL)	143000	2030
Mar. 2021	BOD ₅ , mo. avg. conc., (mg/L)	58.7	30
Mar. 2021	BOD ₅ , wk. avg. conc., (mg/L)	67.3	45
Mar. 2021	BOD ₅ , mo. avg. load., (lbs/day)	545.6	213.4
Mar. 2021	<i>E. coli</i> , geometric mean, (CFU/100 mL)	15706.7	630
Mar. 2021	<i>E. coli</i> , mo. max, (CFU/100 mL)	55000	2030
Apr. 2021	BOD ₅ , mo. avg. load., (lbs/day)	265.1	213.4
Apr. 2021	<i>E. coli</i> , geometric mean, (CFU/100 mL)	2609	630
Apr. 2021	<i>E. coli</i> , mo. max, (CFU/100 mL)	5200	2030
May 2021	BOD ₅ , mo. avg. conc., (mg/L)	51.8	30
May 2021	BOD ₅ , wk. avg. conc., (mg/L)	59.2	45
May 2021	BOD ₅ , mo. avg. load., (lbs/day)	555.8	213.4
May 2021	<i>E. coli</i> , geometric mean, (CFU/100 mL)	14351.7	126
May 2021	<i>E. coli</i> , mo. max., (CFU/100 mL)	28000	406
Jun. 2021	BOD ₅ , mo. avg. conc., (mg/L)	65.3	30
Jun. 2021	BOD ₅ , wk. avg. conc., (mg/L)	73.5	45
Jun. 2021	BOD ₅ , mo. avg. load., (lbs/day)	616.3	213.4
Jun. 2021	TSS, mo. avg. load., (lbs/day)	643.4	640.3
Jun. 2021	<i>E. coli</i> , geometric mean, (CFU/100 mL)	5889.9	126
Jun. 2021	<i>E. coli</i> , mo. max., (CFU/100 mL)	200000	406
Jul. 2021	BOD ₅ , mo. avg. conc., (mg/L)	41.8	30
Jul. 2021	BOD ₅ , wk. avg. conc., (mg/L)	57.8	45
Jul. 2021	BOD ₅ , mo. avg. load., (lbs/day)	569.2	213.4

NORTH WWTF PERMIT LIMIT VIOLATIONS (Facility No. S-20438)			
Monitoring Period	Parameter (Units)	Reported Results	Permit Limit
Jul. 2021	<i>E. coli</i> , geometric mean, (CFU/100 mL)	5953	126
Jul. 2021	<i>E. coli</i> , mo. max., (CFU/100 mL)	8000	406
Aug. 2021	BOD ₅ , mo. avg. conc., (mg/L)	35	30
Aug. 2021	BOD ₅ , wk. avg. conc., (mg/L)	46	45
Aug. 2021	BOD ₅ , mo. avg. load., (lbs/day)	327.7	213.4
Aug. 2021	<i>E. coli</i> , geometric mean, (CFU/100 mL)	2534.1	126
Aug. 2021	<i>E. coli</i> , mo. max., (CFU/100 mL)	4400	406
Sep. 2021	BOD ₅ , mo. avg. conc., (mg/L)	69	30
Sep. 2021	BOD ₅ , wk. avg. conc., (mg/L)	94	45
Sep. 2021	BOD ₅ , mo. avg. load., (lbs/day)	586.6	213.4
Sep. 2021	<i>E. coli</i> , geometric mean, (CFU/100 mL)	3483.2	126
Sep. 2021	<i>E. coli</i> , mo. max., (CFU/100 mL)	15500	406
Oct. 2021	BOD ₅ , mo. avg. conc., (mg/L)	161.6	30
Oct. 2021	BOD ₅ , wk. avg. conc., (mg/L)	261	45
Oct. 2021	BOD ₅ , mo. avg. load., (lbs/day)	1449.8	213.4
Oct. 2021	<i>E. coli</i> , geometric mean, (CFU/100 mL)	13268.6	630
Oct. 2021	<i>E. coli</i> , mo. max, (CFU/100 mL)	20000	2030
Nov. 2021	BOD ₅ , mo. avg. conc., (mg/L)	115	30
Nov. 2021	BOD ₅ , wk. avg. conc., (mg/L)	144	45
Nov. 2021	BOD ₅ , mo. avg. load., (lbs/day)	1088.2	213.4
Nov. 2021	<i>E. coli</i> , geometric mean, (CFU/100 mL)	4785	630
Nov. 2021	<i>E. coli</i> , mo. max, (CFU/100 mL)	20000	2030
Dec. 2021	BOD ₅ , mo. avg. conc., (mg/L)	43	30
Dec. 2021	BOD ₅ , wk. avg. conc., (mg/L)	51.1	45
Dec. 2021	BOD ₅ , mo. avg. load., (lbs/day)	394.4	213.4
Dec. 2021	<i>E. coli</i> , geometric mean, (CFU/100 mL)	20000	630
Dec. 2021	<i>E. coli</i> , mo. max, (CFU/100 mL)	20000	2030
Jan. 2022	BOD ₅ , mo. avg. load., (lbs/day)	252.2	213.4
Jan. 2022	<i>E. coli</i> , geometric mean, (CFU/100 mL)	7513.7	630
Jan. 2022	<i>E. coli</i> , mo. max, (CFU/100 mL)	12400	2030
Feb. 2022	BOD ₅ , mo. avg. conc., (mg/L)	45.3	30
Feb. 2022	BOD ₅ , wk. avg. conc., (mg/L)	73	45

NORTH WWTF PERMIT LIMIT VIOLATIONS (Facility No. S-20438)			
Monitoring Period	Parameter (Units)	Reported Results	Permit Limit
Feb. 2022	BOD ₅ , mo. avg. load., (lbs/day)	420.1	213.4
Feb. 2022	<i>E. coli</i> , geometric mean, (CFU/100 mL)	13128	630
Feb. 2022	<i>E. coli</i> , mo. max, (CFU/100 mL)	20000	2030
Mar. 2022	BOD ₅ , mo. avg. conc., (mg/L)	31.7	30
Mar. 2022	BOD ₅ , mo. avg. load., (lbs/day)	261.2	213.4
Mar. 2022	<i>E. coli</i> , geometric mean, (CFU/100 mL)	2427.9	630
Mar. 2022	<i>E. coli</i> , mo. max, (CFU/100 mL)	5900	2030
Apr. 2022	BOD ₅ , mo. avg. conc., (mg/L)	48	30
Apr. 2022	BOD ₅ , wk. avg. conc., (mg/L)	70	45
Apr. 2022	BOD ₅ , mo. avg. load., (lbs/day)	385.1	213.4
Apr. 2022	<i>E. coli</i> , geometric mean, (CFU/100 mL)	49656.5	630
Apr. 2022	<i>E. coli</i> , mo. max, (CFU/100 mL)	200000	2030
May 2022	BOD ₅ , mo. avg. conc., (mg/L)	145	30
May 2022	BOD ₅ , wk. avg. conc., (mg/L)	234	45
May 2022	BOD ₅ , mo. avg. load., (lbs/day)	1594.8	213.4
May 2022	<i>E. coli</i> , geometric mean, (CFU/100 mL)	687.3	126
May 2022	<i>E. coli</i> , mo. max., (CFU/100 mL)	8500	406
Jun. 2022	BOD ₅ , mo. avg. load., (lbs/day)	301	213.4
Jun. 2022	<i>E. coli</i> , mo. max., (CFU/100 mL)	1700	406

4.a. Respondent reported the following Permit limit violations in its eDMRs for the South WWTF, OPDES Permit No. OK0026913:

SOUTH WWTF PERMIT LIMIT VIOLATIONS (Facility No. S-20407)			
Monitoring Period	Parameter (Units)	Reported Results	Permit Limit
Oct. 2019	<i>E. coli</i> , mo. max, (CFU/100 mL)	6000	2030
Nov. 2019	<i>E. coli</i> , geometric mean, (CFU/100 mL)	2263.1	630
Nov. 2019	<i>E. coli</i> , mo. max, (CFU/100 mL)	4500	2030
Dec. 2019	<i>E. coli</i> , geometric mean, (CFU/100 mL)	917.2	630
Dec. 2019	<i>E. coli</i> , mo. max, (CFU/100 mL)	5600	2030

SOUTH WWTF PERMIT LIMIT VIOLATIONS (Facility No. S-20407)			
Monitoring Period	Parameter (Units)	Reported Results	Permit Limit
Mar. 2020	<i>E. coli</i> , geometric mean, (CFU/100 mL)	1382.7	630
Mar. 2020	<i>E. coli</i> , mo. max, (CFU/100 mL)	20000	2030
Apr. 2020	BOD ₅ , mo. avg. conc., (mg/L)	34.9	30
Apr. 2020	BOD ₅ , wk. avg. conc, (mg/L)	74.4	45
Apr. 2020	<i>E. coli</i> , geometric mean, (CFU/100 mL)	8609.3	630
Apr. 2020	<i>E. coli</i> , mo. max, (CFU/100 mL)	20000	2030
May 2020	BOD ₅ , mo. avg. conc., (mg/L)	57.9	30
May 2020	BOD ₅ , wk. avg. conc, (mg/L)	106	45
May 2020	BOD ₅ , mo. avg. load., (lbs/day)	550.1	171.1
May 2020	<i>E. coli</i> , geometric mean, (CFU/100 mL)	28962.2	126
May 2020	<i>E. coli</i> , mo. max., (CFU/100 mL)	88000	406
May 2020	TSS, mo. avg. load., (lbs/day)	702.5	513.4
Jun. 2020	BOD ₅ , mo. avg. conc., (mg/L)	35.3	30
Jun. 2020	BOD ₅ , wk. avg. conc, (mg/L)	47.3	45
Jun. 2020	BOD ₅ , mo. avg. load., (lbs/day)	200.1	171.1
Jun. 2020	<i>E. coli</i> , geometric mean, (CFU/100 mL)	5455.6	126
Jun. 2020	<i>E. coli</i> , mo. max., (CFU/100 mL)	14100	406
Jul. 2020	<i>E. coli</i> , geometric mean, (CFU/100 mL)	7939	126
Jul. 2020	<i>E. coli</i> , mo. max., (CFU/100 mL)	85000	406
Aug. 2020	<i>E. coli</i> , geometric mean, (CFU/100 mL)	284	126
Aug. 2020	<i>E. coli</i> , mo. max., (CFU/100 mL)	46000	406
Sep. 2020	<i>E. coli</i> , geometric mean, (CFU/100 mL)	9329.5	126
Sep. 2020	<i>E. coli</i> , mo. max., (CFU/100 mL)	47000	406
Oct. 2020	<i>E. coli</i> , geometric mean, (CFU/100 mL)	33261.8	630
Oct. 2020	<i>E. coli</i> , mo. max, (CFU/100 mL)	75000	2030
Nov. 2020	BOD ₅ , mo. avg. conc., (mg/L)	68.7	30
Nov. 2020	BOD ₅ , wk. avg. conc, (mg/L)	104	45
Nov. 2020	BOD ₅ , mo. avg. load., (lbs/day)	280.4	171.1
Nov. 2020	<i>E. coli</i> , geometric mean, (CFU/100 mL)	12896.4	630
Nov. 2020	<i>E. coli</i> , mo. max, (CFU/100 mL)	74000	2030
Dec. 2020	<i>E. coli</i> , mo. max, (CFU/100 mL)	30000	2030
Jan. 2021	<i>E. coli</i> , geometric mean, (CFU/100 mL)	2615.6	630

SOUTH WWTF PERMIT LIMIT VIOLATIONS (Facility No. S-20407)			
Monitoring Period	Parameter (Units)	Reported Results	Permit Limit
Jan. 2021	<i>E. coli</i> , mo. max, (CFU/100 mL)	25000	2030
Feb. 2021	BOD ₅ , mo. avg. conc., (mg/L)	39.9	30
Feb. 2021	BOD ₅ , wk. avg. conc, (mg/L)	51.9	45
Feb. 2021	BOD ₅ , mo. avg. load., (lbs/day)	200.5	171.1
Feb. 2021	<i>E. coli</i> , geometric mean, (CFU/100 mL)	43334.4	630
Feb. 2021	<i>E. coli</i> , mo. max, (CFU/100 mL)	200000	2030
Mar. 2021	<i>E. coli</i> , geometric mean, (CFU/100 mL)	1544.9	630
Mar. 2021	<i>E. coli</i> , mo. max, (CFU/100 mL)	35000	2030
Apr. 2021	BOD ₅ , mo. avg. load., (lbs/day)	190	171.1
Apr. 2021	<i>E. coli</i> , geometric mean, (CFU/100 mL)	3889.5	630
Apr. 2021	<i>E. coli</i> , mo. max, (CFU/100 mL)	26000	2030
May 2021	<i>E. coli</i> , geometric mean, (CFU/100 mL)	635.6	126
May 2021	<i>E. coli</i> , mo. max., (CFU/100 mL)	32000	406
Jun. 2021	BOD ₅ , wk. avg. conc, (mg/L)	48.2	45
Jun. 2021	<i>E. coli</i> , geometric mean, (CFU/100 mL)	177	126
Jun. 2021	<i>E. coli</i> , mo. max., (CFU/100 mL)	185000	406
Jul. 2021	<i>E. coli</i> , geometric mean, (CFU/100 mL)	7611.2	126
Jul. 2021	<i>E. coli</i> , mo. max., (CFU/100 mL)	200000	406
Aug. 2021	BOD ₅ , wk. avg. conc, (mg/L)	64	45
Aug. 2021	<i>E. coli</i> , geometric mean, (CFU/100 mL)	1294	126
Aug. 2021	<i>E. coli</i> , mo. max., (CFU/100 mL)	20000	406
Sep. 2021	BOD ₅ , mo. avg. conc., (mg/L)	60.8	30
Sep. 2021	BOD ₅ , wk. avg. conc, (mg/L)	149	45
Sep. 2021	BOD ₅ , mo. avg. load., (lbs/day)	281.3	171.1
Sep. 2021	<i>E. coli</i> , geometric mean, (CFU/100 mL)	527.2	126
Sep. 2021	<i>E. coli</i> , mo. max., (CFU/100 mL)	5200	406
Oct. 2021	BOD ₅ , mo. avg. conc., (mg/L)	52	30
Oct. 2021	BOD ₅ , wk. avg. conc, (mg/L)	107	45
Oct. 2021	BOD ₅ , mo. avg. load., (lbs/day)	277.4	171.1
Oct. 2021	<i>E. coli</i> , geometric mean, (CFU/100 mL)	675.5	630
Oct. 2021	<i>E. coli</i> , mo. max, (CFU/100 mL)	2200	2030
Nov. 2021	<i>E. coli</i> , geometric mean, (CFU/100 mL)	1037.9	630

SOUTH WWTF PERMIT LIMIT VIOLATIONS (Facility No. S-20407)			
Monitoring Period	Parameter (Units)	Reported Results	Permit Limit
Nov. 2021	<i>E. coli</i> , mo. max, (CFU/100 mL)	3000	2030
Dec. 2021	BOD ₅ , mo. avg. conc., (mg/L)	37.8	30
Dec. 2021	BOD ₅ , wk. avg. conc, (mg/L)	54	45
Dec. 2021	BOD ₅ , mo. avg. load., (lbs/day)	198	171.1
Dec. 2021	<i>E. coli</i> , geometric mean, (CFU/100 mL)	6838.2	630
Dec. 2021	<i>E. coli</i> , mo. max, (CFU/100 mL)	20000	2030
Feb. 2022	BOD ₅ , mo. avg. conc., (mg/L)	113	30
Feb. 2022	BOD ₅ , wk. avg. conc., (mg/L)	304	45
Feb. 2022	<i>E. coli</i> , geometric mean, (CFU/100 mL)	760	630
Feb. 2022	<i>E. coli</i> , mo. max, (CFU/100 mL)	8200	2030
Feb. 2022	TSS, mo. avg. conc., (mg/L)	159	30
Feb. 2022	TSS, wk. avg. conc, (mg/L)	401	45
Feb. 2022	TSS, mo. avg. load., (lbs/day)	935.7	700.56
Mar. 2022	BOD ₅ , mo. avg. conc., (mg/L)	38	30
Mar. 2022	BOD ₅ , wk. avg. conc., (mg/L)	68	45
Mar. 2022	<i>E. coli</i> , geometric mean, (CFU/100 mL)	1101	630
Mar. 2022	<i>E. coli</i> , mo. max, (CFU/100 mL)	8100	2030
Mar. 2022	TSS, mo. avg. conc., (mg/L)	48	30
Mar. 2022	TSS, wk. avg. conc, (mg/L)	68	45
Apr. 2022	BOD ₅ , mo. avg. conc., (mg/L)	63	30
Apr. 2022	BOD ₅ , wk. avg. conc., (mg/L)	105	45
Apr. 2022	<i>E. coli</i> , geometric mean, (CFU/100 mL)	12009	630
Apr. 2022	<i>E. coli</i> , mo. max, (CFU/100 mL)	20000	2030
Apr. 2022	TSS, mo. avg. conc., (mg/L)	93	30
Apr. 2022	TSS, wk. avg. conc, (mg/L)	169	45
Apr. 2022	TSS, mo. avg. load., (lbs/day)	791.3	700.56
May 2022	<i>E. coli</i> , geometric mean, (CFU/100 mL)	579	126
May 2022	<i>E. coli</i> , mo. max., (CFU/100 mL)	4200	406
Jun. 2022	<i>E. coli</i> , geometric mean, (CFU/100 mL)	159	126
Jun. 2022	<i>E. coli</i> , mo. max., (CFU/100 mL)	3600	406
Jul. 2022	BOD ₅ , mo. avg. conc., (mg/L)	50	30
Jul. 2022	BOD ₅ , wk. avg. conc., (mg/L)	66	45

SOUTH WWTF PERMIT LIMIT VIOLATIONS (Facility No. S-20407)			
Monitoring Period	Parameter (Units)	Reported Results	Permit Limit
Jul. 2022	<i>E. coli</i> , geometric mean, (CFU/100 mL)	478	126
Jul. 2022	<i>E. coli</i> , mo. max., (CFU/100 mL)	20000	406
Jul. 2022	TSS, mo. avg. conc., (mg/L)	82	30
Jul. 2022	TSS, wk. avg. conc, (mg/L)	141	45
Jul. 2022	TSS, mo. avg. load., (lbs/day)	1127.7	700.56
Aug. 2022	BOD ₅ , wk. avg. conc., (mg/L)	69	45
Aug. 2022	<i>E. coli</i> , geometric mean, (CFU/100 mL)	183	126
Aug. 2022	<i>E. coli</i> , mo. max., (CFU/100 mL)	9100	406
Aug. 2022	TSS, mo. avg. conc., (mg/L)	54	30
Aug. 2022	TSS, wk. avg. conc, (mg/L)	112	45
Aug. 2022	TSS, mo. avg. load., (lbs/day)	869.58	700.56
Sep. 2022	BOD ₅ , mo. avg. conc., (mg/L)	50	30
Sep. 2022	BOD ₅ , wk. avg. conc., (mg/L)	74	45
Sep. 2022	BOD ₅ , mo. avg. load., (lbs/day)	757.33	700.56
Sep. 2022	<i>E. coli</i> , geometric mean, (CFU/100 mL)	138	126
Sep. 2022	<i>E. coli</i> , mo. max., (CFU/100 mL)	20000	406
Sep. 2022	TSS, mo. avg. conc., (mg/L)	87	30
Sep. 2022	TSS, wk. avg. conc, (mg/L)	114	45
Sep. 2022	TSS, mo. avg. load., (lbs/day)	1518.44	700.56
Nov. 2022	BOD ₅ , mo. avg. conc., (mg/L)	41	30
Nov. 2022	BOD ₅ , wk. avg. conc., (mg/L)	73	45
Nov. 2022	TSS, mo. avg. conc., (mg/L)	74	30
Nov. 2022	TSS, wk. avg. conc, (mg/L)	127	45
Nov. 2022	TSS, mo. avg. load., (lbs/day)	1337.74	700.56
Dec. 2022	TSS, mo. avg. conc., (mg/L)	31	30
Dec. 2022	TSS, wk. avg. conc, (mg/L)	59	45
Feb. 2023	BOD ₅ , mo. avg. conc., (mg/L)	37	30
Feb. 2023	BOD ₅ , wk. avg. conc., (mg/L)	47	45
Feb. 2023	<i>E. coli</i> , mo. max, (CFU/100 mL)	3300	2030
Feb. 2023	TSS, mo. avg. conc., (mg/L)	43	30
Feb. 2023	TSS, wk. avg. conc, (mg/L)	65	45
Feb. 2023	TSS, mo. avg. load., (lbs/day)	901.22	700.56

SOUTH WWTF PERMIT LIMIT VIOLATIONS (Facility No. S-20407)			
Monitoring Period	Parameter (Units)	Reported Results	Permit Limit
Mar. 2023	BOD ₅ , mo. avg. conc., (mg/L)	82	30
Mar. 2023	BOD ₅ , wk. avg. conc., (mg/L)	158	45
Mar. 2023	BOD ₅ , mo. avg. load., (lbs/day)	1894.93	700.56
Mar. 2023	<i>E. coli</i> , mo. max, (CFU/100 mL)	2700	2030
Mar. 2023	TSS, mo. avg. conc., (mg/L)	98	30
Mar. 2023	TSS, wk. avg. conc, (mg/L)	257	45
Mar. 2023	TSS, mo. avg. load., (lbs/day)	2169.02	700.56
Jun. 2023	<i>E. coli</i> , mo. max., (CFU/100 mL)	490	406

19. Based on the above paragraphs, Respondent and DEQ agree, and it is ordered by the Executive Director as follows:

Task	Date Due
A. Begin construction of the improvements of the North and South WWTFs and construction of the new WWTF in accordance with the approved ER and P&S.	COMPLETE
B. Complete construction of the improvements of the North and South WWTFs and construction of the new WWTF.	COMPLETE
C. Attain Compliance with the OPDES Permit.	November 1, 2024
D. Complete closure of North WWTF lagoons and submit a certificate of closure to DEQ.	December 1, 2024
E. Submit Affidavit of No Discharge to DEQ for the North WWTF lagoons.	January 1, 2025

20. The Oklahoma Pollutant Discharge Elimination System Act, 27A O.S. §§ 2-6-201 through 2-6-206, authorizes DEQ to seek penalties of up to Ten Thousand Dollars (\$10,000.00) per day of violation, for each day during which a violation of the Act, Permit, associated rules, or order continues. Based on the facts and circumstances of this case, DEQ assesses a total administrative penalty of Thirty Thousand Dollars (\$30,000.00) for OPDES Permit limit violations of TSS.

- a. Respondent agrees that within thirty (30) days after execution of this Order, Respondent will pay Eighteen Thousand Seven Hundred Fifty Dollars (\$18,750.00) of the assessed penalty to DEQ.
- b. DEQ agrees to defer a portion of the remaining amount of the assessed penalty pending compliance with the task(s) listed in Paragraph 19 of this Order.
 - i. If Respondent fails to complete a task by the scheduled due date, the portion of the deferred penalty allocated to that task in subparagraph (iii) becomes immediately due and payable.
 - ii. If Respondent completes a task by its due date, DEQ agrees to waive the portion of the deferred penalty allocated to that task in subparagraph (iii).
 - iii. Task C - \$7,250.00
Task D - \$2,500.00
Task E - \$1,500.00

All penalty payments shall be by check or money order payable to: Oklahoma Department of Environmental Quality (or DEQ), showing the Case Number of this Order, and delivered to:

Accounts Receivable
Financial & Human Resources Management
Oklahoma Department of Environmental Quality
P.O. Box 2036
Oklahoma City, Oklahoma 73101-2036

21. Respondent agrees that if Respondent fails to complete any of the task(s) by the specified due dates set forth in Paragraph 19 of this Order, DEQ may assess stipulated penalties as follows:

TASK	PENALTY PER DAY
A.	N/A
B.	N/A
C.	\$700.00
D.	\$110.00
E.	\$ 70.00

Stipulated penalties begin to accrue on the day performance is due, with the total amount of stipulated penalties not to exceed Seventy-five Thousand Dollars (\$75,000.00). If DEQ notifies Respondent that Respondent is not in compliance with the Order and Addendum A and that an additional penalty is being assessed, Respondent may request a hearing to contest the finding of noncompliance.

30. Unless otherwise specified, any report, notice or other communication required under this Order must be in writing and must be sent to:

For DEQ:

Elizabeth Denning, E.I., District Representative
Municipal Wastewater Enforcement Section
Water Quality Division
Oklahoma Department of Environmental Quality
P.O. Box 1677
Oklahoma City, Oklahoma 73101

For Respondent:

Jared Cottle, P.E., City Manager
City of Bixby
P.O. Box 70
Bixby, Oklahoma 74008-0070

This Addendum will be attached to the Order. All other terms of the previously issued Order are binding as written.

This Addendum becomes effective on the date of the later of the two signatures below.

**FOR BIXBY PUBLIC WORKS
AUTHORITY:**

**BRIAN GUTHRIE
CHAIRMAN**

DATE

**FOR OKLAHOMA DEPARTMENT
OF ENVIRONMENTAL QUALITY:**

**SCOTT A. THOMPSON
EXECUTIVE DIRECTOR**

DATE

Regular Agenda Item Commentary

Item Title

Discuss and/or approve Guaranteed Maximum Price of \$12,306,107.92 for the Public Works Facility Project

Initiator**Staff Information Source****Background****Exhibits**

1. A133ExhibitA-2019 - Final
2. BIXBY PUBLIC WORKS_A133 EXHIBIT A_ATTACHMENT B_04.25.2024
BID TAB - Signed
3. City of Bixby Public Works Recommended Award Letter
4. BIXBY PUBLIC WORKS_A133 EXHIBIT A_ATTACHMENT A_GMP
ESTIMATE - signed

Key Issue**Council Action****Recommendation****Item No: 2.****Meeting Date**

May 13, 2024

Meeting

20240513 Bixby Public Works Authority Agenda



AIA® Document A133® – 2019 Exhibit A

Guaranteed Maximum Price Amendment

This Amendment dated the 7th day of May in the year 2024, is incorporated into the accompanying AIA Document A133™–2019, Standard Form of Agreement Between Owner and Construction Manager as Constructor where the basis of payment is the Cost of the Work Plus a Fee with a Guaranteed Maximum Price dated the 12th day of December in the year 2022 (the "Agreement")
(In words, indicate day, month, and year.)

for the following **PROJECT:**
(Name and address or location)

City of Bixby Public Works Facility
116 West Needles Ave
Bixby, OK 74008

THE OWNER:
(Name, legal status, and address)

City of Bixby
116 West Needles Ave
Bixby, OK 74033

THE CONSTRUCTION MANAGER:
(Name, legal status, and address)

Miller-Tippens Construction, LLC
437 E 141st Street
Glenpool, Oklahoma 74033

ADDITIONS AND DELETIONS:

The author of this document has added information needed for its completion. The author may also have revised the text of the original AIA standard form. An *Additions and Deletions Report* that notes added information as well as revisions to the standard form text is available from the author and should be reviewed. A vertical line in the left margin of this document indicates where the author has added necessary information and where the author has added to or deleted from the original AIA text.

This document has important legal consequences. Consultation with an attorney is encouraged with respect to its completion or modification.

AIA Document A201™–2017, General Conditions of the Contract for Construction, is adopted in this document by reference. Do not use with other general conditions unless this document is modified.

TABLE OF ARTICLES

- A.1 GUARANTEED MAXIMUM PRICE**
- A.2 DATE OF COMMENCEMENT AND SUBSTANTIAL COMPLETION**
- A.3 INFORMATION UPON WHICH AMENDMENT IS BASED**
- A.4 CONSTRUCTION MANAGER'S CONSULTANTS, CONTRACTORS, DESIGN PROFESSIONALS, AND SUPPLIERS**

ARTICLE A.1 GUARANTEED MAXIMUM PRICE

§ A.1.1 Guaranteed Maximum Price

Pursuant to Section 3.2.6 of the Agreement, the Owner and Construction Manager hereby amend the Agreement to establish a Guaranteed Maximum Price. As agreed by the Owner and Construction Manager, the Guaranteed Maximum Price is an amount that the Contract Sum shall not exceed. The Contract Sum consists of the Construction Manager's Fee plus the Cost of the Work, as that term is defined in Article 6 of the Agreement.

Init.

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User Notes:

(1213427534)

§ A.1.1.1 The Contract Sum is guaranteed by the Construction Manager not to exceed Twelve Million Three Hundred Six Thousand One Hundred Seven Dollars and Ninety Two Cents (\$ 12,306,107.92), subject to additions and deductions by Change Order as provided in the Contract Documents.

§ A.1.1.2 **Itemized Statement of the Guaranteed Maximum Price.** Provided below is an itemized statement of the Guaranteed Maximum Price organized by trade categories, including allowances; the Construction Manager's contingency; alternates; the Construction Manager's Fee; and other items that comprise the Guaranteed Maximum Price as defined in Section 3.2.1 of the Agreement.

(Provide itemized statement below or reference an attachment.)

BIXBY PUBLIC WORKS_A133 EXHIBIT A_ATTACHMENT A_GMP ESTIMATE - signed

§ A.1.1.3 The Construction Manager's Fee is set forth in Section 6.1.2 of the Agreement.

§ A.1.1.4 The method of adjustment of the Construction Manager's Fee for changes in the Work is set forth in Section 6.1.3 of the Agreement.

§ A.1.1.5 **Alternates**

§ A.1.1.5.1 Alternates, if any, included in the Guaranteed Maximum Price:

Item	Price
Alternate #1 – Concrete Paving	\$153,503.18

§ A.1.1.5.2 Subject to the conditions noted below, the following alternates may be accepted by the Owner following execution of this Exhibit A. Upon acceptance, the Owner shall issue a Modification to the Agreement.

(Insert below each alternate and the conditions that must be met for the Owner to accept the alternate.)

Item	Price	Conditions for Acceptance
N/A		

§ A.1.1.6 Unit prices, if any:

(Identify the item and state the unit price and quantity limitations, if any, to which the unit price will be applicable.)

Item	Units and Limitations	Price per Unit (\$0.00)
N/A		

ARTICLE A.2 DATE OF COMMENCEMENT AND SUBSTANTIAL COMPLETION

§ A.2.1 The date of commencement of the Work shall be:

(Check one of the following boxes.)

- ☐ The date of execution of this Amendment.
- ☒ Established as follows:
(Insert a date or a means to determine the date of commencement of the Work.)
- June 17th, 2024

If a date of commencement of the Work is not selected, then the date of commencement shall be the date of execution of this Amendment.

§ A.2.2 Unless otherwise provided, the Contract Time is the period of time, including authorized adjustments, allotted in the Contract Documents for Substantial Completion of the Work. The Contract Time shall be measured from the date of commencement of the Work.

§ A.2.3 **Substantial Completion**

§ A.2.3.1 Subject to adjustments of the Contract Time as provided in the Contract Documents, the Construction Manager shall achieve Substantial Completion of the entire Work:

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User Notes:

(1213427534)

(Check one of the following boxes and complete the necessary information.)

☐ Not later than () calendar days from the date of commencement of the Work.

☒ By the following date: December 1st, 2025

§ A.2.3.2 Subject to adjustments of the Contract Time as provided in the Contract Documents, if portions of the Work are to be completed prior to Substantial Completion of the entire Work, the Construction Manager shall achieve Substantial Completion of such portions by the following dates:

Portion of Work

Substantial Completion Date

N/A

§ A.2.3.3 If the Construction Manager fails to achieve Substantial Completion as provided in this Section A.2.3, liquidated damages, if any, shall be assessed as set forth in Section 6.1.6 of the Agreement.

ARTICLE A.3 INFORMATION UPON WHICH AMENDMENT IS BASED

§ A.3.1 The Guaranteed Maximum Price and Contract Time set forth in this Amendment are based on the Contract Documents and the following:

§ A.3.1.1 The following Supplementary and other Conditions of the Contract:

Document	Title	Date	Pages
2024_0326_202112_Bi xby Public Works - Narrative	PREBID NARRATIVE	March 26 th , 2024	1 PAGE
2024_0409_202112_Bi xby Public Works - Add01 Narrative	ADDENDUM 01 NARRATIVE	April 9 th , 2024	PGS. 1-3
2024_0409_202112_Bi xby Public Works - Add01 Specifications	ADDENDUM 01 SPECIFICATIONS	April 9 th , 2024	PGS.1-12
2024_0409_202112_Bi xby Public Works - Add01 Drawings	ADDENDUM 01 DRAWINGS	April 9 th , 2024	PGS.1-12
COB Public Works - Master Prebid RFI Log 04.19.2024	COB Public Works - Master Prebid RFI Log 04.19.2024	April 19 th , 2024	PGS. 1-16
2024_0422_202112_Bi xby Public Works - Add02_R1 Narrative	ADDENDUM 02 NARRATIVE	April 22 nd , 2024	PGS. 1-2
2024_0422_202112_Bi xby Public Works - Add02_R1 Prebid RFI Log	ADDENDUM 02 PREBID RFI LOG	April 22 nd , 2024	PGS. 1-2
2024_0422_202112_Bi xby Public Works - Add02_R1 Substitution Requests	ADDENDUM 02 SUBSTITUTION REQUESTS	April 22 nd , 2024	PGS. 1-13
2024_0422_202112_Bi xby Public Works - Add02_R1 Drawings	ADDENDUM 02 DRAWINGS	April 22 nd , 2024	PGS. 1-22
2024_0423_202112_Bi xby Public Works - Add03 Narrative	ADDENDUM 03 NARRATIVE	April 23 rd , 2024	1 PAGE
2024_0423_202112_Bi xby Public Works -	ADDENDUM 03 DRAWINGS	April 23 rd , 2024	1 PAGE

Init.

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User Notes:

(1213427534)

§ A.3.1.2 The following Specifications:*(Either list the Specifications here, or refer to an exhibit attached to this Amendment.)*

202112 Bixby Public Works Manual - Issue for Bidding_2024 0311
 04215185 City of Bixby Public Works Maintenance Facility GeoReport

Section**Title****Date****Pages****§ A.3.1.3** The following Drawings:*(Either list the Drawings here, or refer to an exhibit attached to this Amendment.)*

202112 Bixby Public Works - Issue for Bidding_2024 0311
 01 CIVIL - Site Fencing 2024 0313
 202112 Bixby Public Works - Issue for Bidding_2024 0326
 20240311_Bixby PW - 100% CDs C401
 202112 - Bixby Public Works_A101A

Number**Title****Date****§ A.3.1.4** The Sustainability Plan, if any:

(If the Owner identified a Sustainable Objective in the Owner's Criteria, identify the document or documents that comprise the Sustainability Plan by title, date and number of pages, and include other identifying information. The Sustainability Plan identifies and describes the Sustainable Objective; the targeted Sustainable Measures; implementation strategies selected to achieve the Sustainable Measures; the Owner's and Construction Manager's roles and responsibilities associated with achieving the Sustainable Measures; the specific details about design reviews, testing or metrics to verify achievement of each Sustainable Measure; and the Sustainability Documentation required for the Project, as those terms are defined in Exhibit C to the Agreement.)

Title**Date****Pages**

N/A

Other identifying information:

§ A.3.1.5 Allowances, if any, included in the Guaranteed Maximum Price:*(Identify each allowance.)***Item****Price**

PLEASE REFERENCE THE
 FOLLOWING ATTACHMENT: BIXBY
 PUBLIC WORKS_A133 EXHIBIT
 A_ATTACHMENT A_GMP ESTIMATE
 - signed

PLEASE REFERENCE THE FOLLOWING
 ATTACHMENT: BIXBY PUBLIC WORKS_A133
 EXHIBIT A_ATTACHMENT A_GMP ESTIMATE - signed

§ A.3.1.6 Assumptions and clarifications, if any, upon which the Guaranteed Maximum Price is based:*(Identify each assumption and clarification.)*

Bixby Public Works - CM Clarification #1 - 4.2.24 - For Issue
 Bixby Public Works - CM Clarification #2 - 4.4.24 - For Issue
 Bixby Public Works - CM Clarification #3 - 4.15.24
 Bixby Public Works - CM Clarification #4 - 4.22.24
 Bixby Public Works - CM Clarification #5 - 4.24.24

The following items, including but not limited to, are to be paid for out of contingency:

Init.

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User Notes:

(1213427534)

- Temp Roads / Misc Site Restoration
- Parking Lot Striping & Signage
- Misc Metal Materials / Lintels / Trims / Flashings
- Building 1 - PS1 (x9)
- Building 5 - PEMB Demo/Makesafe Allowance
- Building 2 - GLAZ-5 & G-4 (x4)
- Fire Stopping
- Access Doors
- Building 3 & 4 - Pallet & Pipe Racks (Galv'd & Painted)

§ A.3.1.7 The Guaranteed Maximum Price is based upon the following other documents and information:
(List any other documents or information here, or refer to an exhibit attached to this Amendment.)

BIXBY PUBLIC WORKS_A133 EXHIBIT A_ATTACHMENT B_04.25.2024 BID TAB – Signed

ARTICLE A.4 CONSTRUCTION MANAGER'S CONSULTANTS, CONTRACTORS, DESIGN PROFESSIONALS, AND SUPPLIERS

§ A.4.1 The Construction Manager shall retain the consultants, contractors, design professionals, and suppliers, identified below:

(List name, discipline, address, and other information.)

N/A

This Amendment to the Agreement entered into as of the day and year first written above.

OWNER (Signature)

Jared Cottle City Manager
(Printed name and title)

CONSTRUCTION MANAGER (Signature)

Zach Burrow Managing Member
(Printed name and title)

Additions and Deletions Report for AIA® Document A133® – 2019 Exhibit A

This Additions and Deletions Report, as defined on page 1 of the associated document, reproduces below all text the author has added to the standard form AIA document in order to complete it, as well as any text the author may have added to or deleted from the original AIA text. Added text is shown underlined. Deleted text is indicated with a horizontal line through the original AIA text.

Note: This Additions and Deletions Report is provided for information purposes only and is not incorporated into or constitute any part of the associated AIA document. This Additions and Deletions Report and its associated document were generated simultaneously by AIA software at 13:07:49 ET on 05/09/2024.

PAGE 1

This Amendment dated the 7th day of May in the year 2024, is incorporated into the accompanying AIA Document A133™–2019, Standard Form of Agreement Between Owner and Construction Manager as Constructor where the basis of payment is the Cost of the Work Plus a Fee with a Guaranteed Maximum Price dated the 12th day of December in the year 2022 (the "Agreement")

...

City of Bixby Public Works Facility
116 West Needles Ave
Bixby, OK 74008

...

(Name, legal status, and address)

City of Bixby
116 West Needles Ave
Bixby, OK 74033

...

Miller-Tippens Construction, LLC
437 E 141st Street
Glenpool, Oklahoma 74033

PAGE 2

§ A.1.1.1 The Contract Sum is guaranteed by the Construction Manager not to exceed Twelve Million Three Hundred Six Thousand One Hundred Seven Dollars and Ninety Two Cents (\$ 12,306,107.92), subject to additions and deductions by Change Order as provided in the Contract Documents.

...

BIXBY PUBLIC WORKS A133 EXHIBIT A ATTACHMENT A GMP ESTIMATE - signed

...

Alternate #1 – Concrete Paving

\$153,503.18

...

N/A

...

N/A

...

[X] Established as follows:

...

June 17th, 2024

PAGE 3

[X] By the following date: December 1st, 2025

...

N/A

...

<u>2024_0326_202112_Bi</u> <u>xby Public Works -</u> <u>Narrative</u>	<u>PREBID NARRATIVE</u>	<u>March 26th, 2024</u>	<u>1 PAGE</u>
<u>2024_0409_202112_Bi</u> <u>xby Public Works -</u> <u>Add01 Narrative</u>	<u>ADDENDUM 01</u> <u>NARRATIVE</u>	<u>April 9th, 2024</u>	<u>PGS. 1-3</u>
<u>2024_0409_202112_Bi</u> <u>xby Public Works -</u> <u>Add01 Specifications</u>	<u>ADDENDUM 01</u> <u>SPECIFICATIONS</u>	<u>April 9th, 2024</u>	<u>PGS.1-12</u>
<u>2024_0409_202112_Bi</u> <u>xby Public Works -</u> <u>Add01 Drawings</u>	<u>ADDENDUM 01</u> <u>DRAWINGS</u>	<u>April 9th, 2024</u>	<u>PGS.1-12</u>
<u>COB Public Works -</u> <u>Master Prebid RFI Log</u> <u>04.19.2024</u>	<u>COB Public Works -</u> <u>Master Prebid RFI Log</u> <u>04.19.2024</u>	<u>April 19th, 2024</u>	<u>PGS. 1-16</u>
<u>2024_0422_202112_Bi</u> <u>xby Public Works -</u> <u>Add02_R1 Narrative</u>	<u>ADDENDUM 02</u> <u>NARRATIVE</u>	<u>April 22nd, 2024</u>	<u>PGS. 1-2</u>
<u>2024_0422_202112_Bi</u> <u>xby Public Works -</u> <u>Add02_R1 Prebid RFI</u> <u>Log</u>	<u>ADDENDUM 02</u> <u>PREBID RFI LOG</u>	<u>April 22nd, 2024</u>	<u>PGS. 1-2</u>
<u>2024_0422_202112_Bi</u> <u>xby Public Works -</u> <u>Add02_R1 Substitution</u> <u>Requests</u>	<u>ADDENDUM 02</u> <u>SUBSTITUTION</u> <u>REQUESTS</u>	<u>April 22nd, 2024</u>	<u>PGS. 1-13</u>
<u>2024_0422_202112_Bi</u> <u>xby Public Works -</u> <u>Add02_R1 Drawings</u>	<u>ADDENDUM 02</u> <u>DRAWINGS</u>	<u>April 22nd, 2024</u>	<u>PGS. 1-22</u>
<u>2024_0423_202112_Bi</u> <u>xby Public Works -</u> <u>Add03 Narrative</u>	<u>ADDENDUM 03</u> <u>NARRATIVE</u>	<u>April 23rd, 2024</u>	<u>1 PAGE</u>
<u>2024_0423_202112_Bi</u> <u>xby Public Works -</u> <u>Add03 Drawings</u>	<u>ADDENDUM 03</u> <u>DRAWINGS</u>	<u>April 23rd, 2024</u>	<u>1 PAGE</u>

PAGE 4

202112 Bixby Public Works Manual - Issue for Bidding_ 2024 0311
04215185 City of Bixby Public Works Maintenance Facility GeoReport

...

202112 Bixby Public Works - Issue for Bidding_ 2024 0311
01 CIVIL - Site Fencing 2024 0313
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20240311 Bixby PW - 100% CDs C401
202112 - Bixby Public Works_A101A

...

N/A

...

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- Parking Lot Striping & Signage
- Misc Metal Materials / Lintels / Trims / Flashings
- Building 1 - PS1 (x9)
- Building 5 - PEMB Demo/Makesafe Allowance
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- Fire Stopping
- Access Doors
- Building 3 & 4 - Pallet & Pipe Racks (Galv'd & Painted)

PAGE 5

BIXBY PUBLIC WORKS_A133 EXHIBIT A ATTACHMENT B_04.25.2024 BID TAB – Signed

...

N/A

...

Jared Cottle City Manager

Zach Burrow Managing Member

Certification of Document's Authenticity

AIA® Document D401™ – 2003

I, _____, hereby certify, to the best of my knowledge, information and belief, that I created the attached final document simultaneously with its associated Additions and Deletions Report and this certification at 13:07:49 ET on 05/09/2024 under Order No. 3104239503 from AIA Contract Documents software and that in preparing the attached final document I made no changes to the original text of AIA® Document A133™ – 2019 Exhibit A, Guaranteed Maximum Price Amendment, other than those additions and deletions shown in the associated Additions and Deletions Report.

(Signed)

(Title)

(Dated)



4/25/2024
2:00 PM Bid Opening

City of Bixby Public Works Facility
BID PACKAGE RESULTS

	Bidder #1	Bidder #2	Bidder #3	Bidder #4	Bidder #5	Bidder #6	Bidder #7	Bidder #8	Bidder #9	Bidder #10	Low Bidder
#03A - Building & Site Concrete	Tuff construction	Site Development Services	Spencer Concrete	Timberwolf Excavating	Structurecrete	Cantera	D-Kerns	R&L Construction	Contech	Diversified	
Base Bid	\$1,095,000.00	\$774,920.87	\$1,003,350.00	\$1,010,366.00	\$996,870.00	\$1,086,150.00	\$949,000.00	\$956,574.00	\$962,700.00	\$830,000.00	
Bond Breakout											
Alt #1	\$1,086,000.00	\$651,416.06	\$701,550.00	\$787,000.00	\$685,000.00	\$727,440.00	\$749,000.00	\$540,329.00	\$699,300.00	\$790,000.00	
TOTAL	\$1,095,000.00	\$774,920.87	\$1,003,350.00	\$1,010,366.00	\$996,870.00	\$1,086,150.00	\$949,000.00	\$956,574.00	\$962,700.00	\$830,000.00	\$774,920.87
BIDDER	Tuff construction	Site Development Services	Spencer Concrete	Timberwolf Excavating	Structurecrete	Cantera	D-Kerns	R&L Construction	Contech	Diversified	Site Development Services
#31A - Earthwork & Site Utilities	Diversified	DT Specialized	R&L Construction	Unified Contractors	Duncan & Sons	D-Kerns					
Base Bid	\$870,000.00	\$925,000.00	\$921,145.00	\$1,057,112.00	\$1,097,098.00	\$1,124,000.00					
Bond Breakout											
Alt #1	-\$106,000.00					-\$125,000.00					
Unit Price #1 - \$/CY		\$57.00	\$50.00	\$30.00	\$50.00	\$65.00					
Unit Price #2 - \$/CY		\$23.00	\$25.00	\$14.00	\$20.00	\$23.00					
TOTAL	\$870,000.00	\$925,000.00	\$921,145.00	\$1,057,112.00	\$1,097,098.00	\$1,124,000.00					\$870,000.00
BIDDER	Diversified	DT Specialized	R&L Construction	Unified Contractors	Duncan & Sons	D-Kerns					Diversified
#03A - Building & Site Concrete & #31A - Earthwork & Site Utilities Combo	D-Kerns	R&L Construction	Diversified								
Base Bid	\$1,985,904.00	\$1,840,165.00	\$1,685,000.00								
Alt #1	\$624,000.00	\$529,525.00	\$684,000.00								
Unit Price #1 - \$/CY	\$65.00	\$50.00									
Unit Price #2 - \$/CY	\$23.00	\$25.00									
Bond Breakout											
TOTAL	\$2,609,904.00	\$2,369,690.00	\$2,369,000.00								NOT AWARDED
BIDDER	D-Kerns	R&L Construction	Diversified								
#04A - Masonry	Brazeal	Mid-continental	Highlands Constrution	C&N Masonry							
Base Bid	\$365,800.00	\$688,000.00	\$355,000.00	\$320,000.00							
Bond Breakout											
TOTAL	\$365,800.00	\$688,000.00	\$355,000.00	\$320,000.00							\$320,000.00
BIDDER	Brazeal	Mid-continental	Highlands Constrution	C&N Masonry							C&N Masonry
#05A - Structural Steel Fabrication & Erection	Premier Steel Services	Bennet Steel									
Base Bid	\$268,326.00	\$326,700.00									
Bond Breakout											
TOTAL	\$268,326.00	\$326,700.00									\$268,326.00
BIDDER	Premier Steel Services	Bennet Steel									Premier Steel Services

#06A - Rough Carpentry & General Trades	MTC										
Base Bid	\$181,698.00										
Bond Breakout											
TOTAL	\$181,698.00										\$181,698.00
BIDDER	MTC										MTC
#06B - Millwork	Wood Systems	Bearwood Native									
Base Bid	\$63,810.00	\$68,177.00									
Bond Breakout											
TOTAL	\$63,810.00	\$68,177.00									\$63,810.00
BIDDER	Wood Systems	Bearwood Native									Wood Systems
#07A - Roofing and Metal Wall Panels	Lewis Roofing	Sooner Recon									
Base Bid	\$493,680.00	\$701,000.00									
Bond Breakout											
TOTAL	\$493,680.00	\$701,000.00									\$493,680.00
BIDDER	Lewis Roofing	Sooner Recon									Lewis Roofing
#07B - Fluid Applied Air Barrier and Joint Sealants	Oklahoma Building Solutions	GDA Contractors									
Base Bid	\$70,000.00	\$110,614.00									
ALT #1	\$72,000.00										
TOTAL	\$70,000.00	\$110,614.00									\$70,000.00
BIDDER	Oklahoma Building Solutions	GDA Contractors									Oklahoma Building Solutions
#08A - Furnish Hollow Metal, Doors, Hardware	FTO Building Specialties										
Base Bid	\$102,428.00										
Bond Breakout											
TOTAL	\$102,428.00										\$102,428.00
BIDDER	FTO Building Specialties										FTO Building Specialties
#08B - Overhead Coiling Doors	Overhead Doors	DH Pace									
Base Bid	\$202,167.00	\$199,568.93									
Bond Breakout											
TOTAL	\$202,167.00	\$199,568.93									\$199,568.93
BIDDER	Overhead Doors	DH Pace									DH Pace
#08C Aluminum Storefronts & Glazing	Coulter & Company	Alred Glass									
Base Bid	\$149,450.00	\$100,790.00									
Bond Breakout											
TOTAL	\$149,450.00	\$100,790.00									\$100,790.00
BIDDER	Coulter & Company	Alred Glass									Alred Glass
#09A - Gypsum Assemblies	Premier Interiors	Wiljo Interiors									
Base Bid	\$295,700.00	\$398,500.00									
Bond Breakout											
TOTAL	\$295,700.00	\$0.00									\$295,700.00
BIDDER	Premier Interiors	Wiljo Interiors									Premier Interiors

#09B - Flooring & Tiling	Talon Commercial	Carrol's Commercial									
Base Bid	\$154,027.00	\$387,574.00									
Bond Breakout											
TOTAL	\$154,027.00	\$387,574.00									\$387,574.00
BIDDER	Talon Commercial - INCOMPLETE SCOPE	Carrol's Commercial									Carrol's Commercial
#09C - Painting & Wall Coverings	PT Enterprices	Wiljo Interiors	Talon Commercial	Strong Rock	Real Eagle						
Base Bid	\$96,968.00	\$76,850.00	\$48,601.00	\$64,482.00	\$43,000.00						
Bond Breakout											
TOTAL	\$96,968.00	\$76,850.00	\$48,601.00	\$64,482.00	\$43,000.00						\$43,000.00
BIDDER	PT Enterprices	Wiljo Interiors	Talon Commercial	Strong Rock	Real Eagle						Real Eagle
#10A - Furnish Specialties	Murray Womble										
Base Bid	\$69,300.00										
Bond Breakout											
TOTAL	\$69,300.00										\$69,300.00
BIDDER	Murray Womble										Murray Womble
#10B - Metal Canopies	Murray Womble										
Base Bid	\$44,130.00										
Bond Breakout											
TOTAL	\$44,130.00										\$44,130.00
BIDDER	Murray Womble										Murray Womble
#10C - Interior & Exterior Signage	Amax Sign										
Base Bid	\$47,823.00										
Bond Breakout											
TOTAL	\$47,823.00										\$47,823.00
BIDDER	Amax Sign										Amax Sign
#10D - Install Doors & Specialties	S&A Installation										
Base Bid	\$10,511.54										
Bond Breakout											
TOTAL	\$10,511.54										\$10,511.54
BIDDER	S&A Installation										S&A Installation
#11A - Appliances	NO BIDS										
Base Bid											
Bond Breakout											
TOTAL											NO BIDS
BIDDER											

#12A Window Shades	Contract Drapery	Russell Interiors									
Base Bid	\$7,519.99	\$10,720.00									
Bond Breakout											
TOTAL	\$7,519.99	\$10,720.00									\$7,519.99
BIDDER	Contract Drapery	Russell Interiors									Contract Drapery
#13A - Furnish PEMB	Vanguard COMBO										
Base Bid	\$1,524,835.00										
Bond Breakout											
TOTAL	\$1,524,835.00										\$1,524,835.00
BIDDER	Vanguard COMBO										Vanguard COMBO
#13B - Install/Erect PEMB	SEE #13A COMBO BID										
Base Bid											
Bond Breakout											
TOTAL											SEE #13A COMBO BID
BIDDER	SEE #13A COMBO BID										
#21 - Fire Suppression	WesternFire Protection	Gen II Fire Protection	Frazier Fire								
Base Bid	\$62,420.00	\$143,426.00	\$62,000.00								
Bond Breakout											
TOTAL	\$62,420.00	\$143,426.00	\$62,000.00								\$62,000.00
BIDDER	WesternFire Protection	Gen II Fire Protection	Frazier Fire								Frazier Fire
#22 - Plumbing	Platinum	CRS Mechanical	DaVco	#22 & #23 COMBO - OMNI							
Base Bid	\$650,000.00	\$574,175.00	\$381,805.00	\$1,274,400.00							
Bond Breakout											
TOTAL	\$650,000.00	\$574,175.00	\$381,805.00	\$1,274,400.00							\$381,805.00
BIDDER	Platinum	CRS Mechanical	DaVco	#22 & #23 COMBO - OMNI							DaVco
#23 - HVAC	Mechanical Air Systems	CRS	Platinum	Anderson Mechanical	DaVco	KMS					
Base Bid	\$499,000.00	\$647,596.00	\$982,648.00	\$439,000.00	\$717,672.00	\$698,603.00					
Bond Breakout											
TOTAL	\$499,000.00	\$647,596.00	\$982,648.00	\$439,000.00	\$717,672.00	\$698,603.00					\$439,000.00
BIDDER	Mechanical Air Systems	CRS	Platinum	Anderson Mechanical	DaVco	KMS					Anderson Mechanical

#26 - Electrical	Alliance Electrical	Lighthouse	Tradesman	Midtown Electric	Colburn						
Base Bid	\$605,950.00	\$887,410.00	\$681,900.00	\$895,530.00	\$1,153,000.00						
Bond Breakout											
TOTAL	\$605,950.00	\$887,410.00	\$681,900.00	\$895,530.00	\$1,153,000.00						\$605,950.00
BIDDER	Alliance Electrical	Lighthouse	Tradesman	Midtown Electric	Colburn						Alliance Electrical
#27 - Low Voltage & Communications	Matlock Security										
Base Bid	\$19,847.00										
Bond Breakout											
TOTAL	\$19,847.00										NOT AWARDED - INCOMPLETE SCOPE
BIDDER	Matlock Security - INCOMPLETE SCOPE										
#28 - Fire Alarm	Lighthouse Electric	Matlock Security	Infinity Fire								
Base Bid	\$24,847.00	\$8,938.00	\$25,000.00								
Bond Breakout											
TOTAL	\$24,847.00	\$8,938.00	\$25,000.00								\$24,847.00
BIDDER	Lighthouse Electric	Matlock Security - INCOMPLETE SCOPE	Infinity Fire								Lighthouse Electric
#32A - Asphalt Paving & Striping	Ellsworth										
Base Bid	\$471,900.00										
Alt #1											
TOTAL	\$471,900.00										NOT AWARDED - ALT #1 CONCRETE PAVING ACCEPTED
BIDDER	Ellsworth										
#32B - Irrigation & Landscaping	G&G Lawn & Landscaping	Dreamscapes of Tulsa									
Base Bid	\$128,999.91	\$242,014.00									
Bond Breakout											
Alt #2	\$6,000.00										
TOTAL	\$128,999.91	\$242,014.00									\$128,999.91
BIDDER	G&G Lawn & Landscaping	Dreamscapes of Tulsa									G&G Lawn & Landscaping
#32C - Chain Link Fencing & Gates	SEE #32C, #32D, #32E Combo Bid										
Base Bid											
Bond Breakout											
TOTAL											SEE #32C, #32D, #32E Combo Bid
BIDDER	SEE #32C, #32D, #32E Combo Bid										

#32D - Concrete Fence Paneling	Rhino Rock	SEE #32C, #32D, #32E Combo Bid									
Base Bid	\$270,194.00										
Bond Breakout											
TOTAL	\$270,194.00									SEE #32C, #32D, #32E Combo Bid	
BIDDER	Rhino Rock	SEE #32C, #32D, #32E Combo Bid									
#32E - Ornamental Fencing & Gates	SEE #32C, #32D, #32E Combo Bid										
Base Bid											
Bond Breakout											
TOTAL										SEE #32C, #32D, #32E Combo Bid	
BIDDER	SEE #32C, #32D, #32E Combo Bid										
#32C - Chain Link Fencing & Gates, #32D - Concrete Fence Paneling, #32E - Ornamental Fencing & Gates Combo Bid	Aaron Fence										
Base Bid	\$471,303.00										
Bond Breakout											
TOTAL	\$471,303.00									\$471,303.00	
BIDDER	Aaron Fence									Aaron Fence	
#22 - Plumbing & #23 - HVAC Combo Bid	OMNI										
Base Bid	\$1,274,400.00										
Bond Breakout											
TOTAL	\$1,274,400.00									NOT AWARDED	
BIDDER	OMNI										
#07A - Roofing and Metal Wall Panels & #10B - Metal Canopies Combo Bid	Sooner Recon										
Base Bid	\$779,000.00										
Bond Breakout											
TOTAL	\$779,000.00									NOT AWARDED	
BIDDER	Sooner Recon										

James K. Williams
5/9/2024

Heather Rachel Johnson
05/17/2024

HEATHER RACHELLE JOHNSON
NOTARY PUBLIC - STATE OF OKLAHOMA
MY COMMISSION EXPIRES MAY. 28, 2024
COMMISSION # 20006215



MILLER-TIPPENS
C O N S T R U C T I O N

City of Bixby
Attn: Bea Aamodt
116 W Needles Ave
Bixby, OK 74008

RE: City of Bixby Public Works Facility Recommended Award Letter

Ms. Aamodt,

Miller-Tippens Construction is pleased to present the A133ExhibitA-2019, Attachment A GMP Estimate and Attachment B 04.25.2024 Bid Tab for review to the City of Bixby City Council. Miller-Tippens Construction recommends awarding to all low bidders, except for the following bid packages:

- #09B - Flooring & Tiling
 - Talon Commercial submitted a bid with incomplete scope.
 - Recommended award to next low bidder: Carroll's Commercial Floors
- #27 - Low Voltage & Communications
 - Matlock Security submitted a bid with incomplete scope.
- #28 - Fire Alarm
 - Matlock Security submitted a bid with incomplete scope.
 - Recommended award to next low bidder: Lighthouse Electric

All other low bidders appear to have submitted competitive bids with a complete scope of work.

Thank you for your consideration.

Sincerely,

Sam Guajardo
Senior Project Manager

MTC Tulsa, LLC
437 E 141st Glenpool, OK 74033
Office: 918.215-3312

City of Bixby Public Works Facility
GMP A133 EXHIBIT A - Attachment A
5/8/2024



Bid Package/Description	Recommended Low Bidder	Base Bid	ALT #1 - Concrete Paving	Notes
#03A - Building & Site Concrete	Site Development Services	\$774,920.87		
#03A - Building & Site Concrete - ALT#1	Site Development Services		\$651,416.06	
#04A - Masonry	C&N Masonry	\$320,000.00		
#05A - Structural Steel Fabrication & Erection	Premier Steel Services	\$268,326.00		
#06A - Rough Carpentry & General Trades	MTC	\$181,698.00		
#06B - Millwork	Wood Systems	\$63,810.00		
#07A - Roofing and Metal Wall Panels	Lewis Roofing	\$493,680.00		
#07B - Fluid Applied Air Barrier and Joint Sealants	Oklahoma Building Solutions	\$70,000.00		
#07B - Fluid Applied Air Barrier and Joint Sealants - ALT#1	Oklahoma Building Solutions		\$72,000.00	
#08A - Furnish Hollow Metal, Doors & Hardware	FTO Building Specialties	\$102,428.00		
#08B - Overhead Doors	DH Pace	\$199,568.93		
#08C - Aluminum Storefronts & Glazing	Alred Glass	\$100,790.00		
#09A - Gypsum Assemblies	Premier Interiors	\$295,700.00		
#09B -Flooring & Tiling	Carrol's Commercial	\$387,574.00		
#09C - Painting & Wall Coverings	Real Eagle	\$43,000.00		
#10A - Furnish Specialties	Murray Womble	\$69,300.00		
#10B - Metal Canopies	Murray Womble	\$44,130.00		
#10C - Signage	Amax Sign	\$47,823.00		
#10D - Install Doors & Specialties	S&A Installation	\$10,511.54		
#11A - Appliances	By City of Bixby	Not Included		
#12A - Window Shades	Contract Drapery	\$7,519.99		
#13A & #13B - Furnish & Erect PEMB	Vanguard COMBO	\$1,524,835.00		
#21 - Fire Suppression	Frazier Fire	\$62,000.00		
#22 - Plumbing	DaVco	\$381,805.00		
#23 - HVAC	Anderson Mechanical	\$439,000.00		
#26 - Electrical	Alliance Electrical	\$605,950.00		
#28 - Fire Alarm	Lighthouse Electric	\$24,847.00		
#31A - Earthwork & Site Utilities	Diversified	\$870,000.00		
#31A - Earthwork & Site Utilities - ALT#1	Diversified		-\$106,000.00	
#32A - Asphalt Paving & Striping	Ellsworth	\$471,900.00		
#32A - Asphalt Paving & Striping - ALT#1	Ellsworth		-\$471,900.00	
#32B - Irrigation & Landscaping	G&G Lawn & Landscaping	\$128,999.91		
#32B - Irrigation & Landscaping - ALT #2	G&G Lawn & Landscaping			
#32C #32D #32E - COMBO Chainlink/Concrete/Ornamental	Aaron Fence	\$471,303.00		
Project Requirements		\$291,225.00		
Allowances:				
Earthwork - Unforeseen Conditions	Includes 3,703CY @ \$45/CY	\$166,635.00		
Existing Water Reclamation - Generator Assembly	Design TBD	\$200,000.00		
Existing Water Reclamation - Site Work & Monument Signage Coordination	Trades	\$75,000.00		
Building 1 - Equipment (Contractor Furnished)	Furnish & Install	\$100,000.00		
Building 1 - COB Equipment Allowance	TBD from COB	\$25,000.00		
Diesel Storage Tank	Spec TBD	\$7,500.00		
Low Voltage Systems & IT/Computer Equipment	TBD	\$300,000.00		
Building 1 FFE	TBD	\$150,000.00		
Contingency - LS		\$500,000.00		
	Subtotal	\$10,276,780.24	\$145,516.06	
Insurance (GL, WC, Auto - Umbrella)	0.92%	\$94,546.38	\$1,338.75	
Builder's Risk	0.13%	\$13,482.72	\$190.91	
Bonding	0.66%	\$68,539.74	\$970.50	
Two Year Warranty/Maintenance Bond	0.20%	\$20,906.70	\$296.03	
CM Fee	3.5%	\$366,598.95	\$5,190.93	
General Conditions - Project Staff (17 Months)		\$811,750.00		
		\$12,152,604.74	\$153,503.18	
		Base Bid	ALT #1 - Concrete Paving	

GMP TOTAL - INCLUDES BASE BID & ALT #1	\$12,306,107.92
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James K. William
5/8/2024

Heather Rachelle Johnson
5.8.2024
HEATHER RACHELLE JOHNSON
NOTARY PUBLIC - STATE OF OKLAHOMA
MY COMMISSION EXPIRES MAY. 28, 2024
COMMISSION # 20006215

Regular Agenda Item Commentary

Item Title

New Business

In accordance with the Open Meeting act, Title 25 O.S. § 311.A.10, new business is defined as any matter not known about or which could not have been reasonably foreseen prior to the time of posting the agenda.

Initiator**Staff Information Source****Background****Exhibits****Key Issue****Council Action****Recommendation****Item No:** 3.**Meeting Date**

May 13, 2024

Meeting

20240513 Bixby Public Works Authority Agenda