

LIVINGSTON CITY COMMISSION ADDENDUM #3

REGULAR MEETING 05.03.2022

ADDENDUM TO RESOLUTION

F. ADDITIONAL FFA LOAN DOCUMENTS RECEIVED APRIL 29, 2022.

Mr. Joe Nye, P.E., Project Manager
 FAA Helena Airports District Office
 2725 Skyway Drive, Suite 2
 Helena, MT 59602-1213

**RE: Recommendation of Award
 Mission Field Airport Improvements, AIP 3-30-0051-016-2022**

Mr. Nye:

Park County received and publicly opened bids at 1:30 p.m. on March 23, 2022, for the Mission Field Airport Improvements, AIP 3-30-0051-016-2022. After a careful examination of the bid received, we are hereby requesting the FAA's concurrence in award to the low bidder, **Century Companies, Inc.**, of Lewistown, Montana for an offered Base Bid and Additive Alternate #1 price totaling: **One Million, Eight Hundred Forty-Nine Thousand, Eight Hundred Forty-Five Dollars and Fifty Cents (\$1,849,845.50)**. Please find the *Tabulation of Bids Received* attached.

One (1) bid was received, at 32.94% over the Engineer's Opinion of Probable Cost, or \$458,385.51, for the Base Bid and Additive Alternate #1. The Owner and Engineer completed an extensive analysis of the unit bid items and respective unit bid prices to determine reasonableness of the offered price(s). The vast majority of the discrepancies between the single offered bid and the Engineer's Opinion of Probable Cost were contained within the:

- Unclassified Excavation and Embankment (106 & AA1-6) \$ 176,480.00
- Borrow Source Excavation and Embankment (107 & AA1-7) \$ 106,564.00
- Subbase Course (108 & AA1-8) \$ 61,380.00
- Crushed Aggregate Base Course (109 & AA1-9) \$ 57,200.00
\$ 401,624.00

A pre-award discussion with **Century Companies, Inc.** included discussions on these specific items. **Century Companies, Inc.** noted difficulties in obtaining P-209 material from local gravel pits due to the small quantity and their intent to instead acquire the material from a Belgrade gravel pit located over 30 miles away. They also noted that the local gravel pit was running at capacity for obtaining subbase course material and the small quantities did not justify opening a new gravel pit location nor mobilizing a crusher to complete the work directly. Lastly, they noted the haul distances for the unclassified excavation (majority being excavated from taxilane location and "wasted" in gravel pit located along the runway southeast end) and select borrow source excavation (with on-site alluvial gravel coming from same location). The approximate 1.5-mile haul distance effectively requires them to utilize excavators, loaders, and haul trucks versus scrapers. This greatly increases the unit price costs.

An additional comparison was made versus another similarly sized airport improvement project at the Stanford Airport / Biggerstaff Field (S64), Stanford, MT; also bid for 2022 construction. The Stanford Airport project was a similarly sized taxilane project that received two bids. Items of note are below:

	Stanford 1 (Low Bidder)	Stanford 2	LVM Century
Unclassified Ex. & Emb. ⁽¹⁾	\$50.00	\$42.00	\$65.00
Select Borrow ⁽²⁾	\$60.00	\$52.00	\$85.00
Base Course ⁽³⁾	\$125.00	\$97.00	\$150.00

Notes: 1) and 2) Average haul distance for Stanford is 0.2 miles versus Livingston 1.5 miles. 3) Stanford utilized P-208 aggregate base course versus Livingston P-209 crushed aggregate base course. The fractured face requirements cause significant increases for P-209 over P-208.

These cost comparisons and notes provide additional justification as to the **Century Companies, Inc.** offered bid price(s). Park County and the City of Livingston also considered re-bidding costs, future inflation to re-bid in 2023, and loss of use of the taxilanes and associated hangar developments in their recommendation of award being in the public's best interest.

Century Companies, Inc. is aware of the requirement to provide materials of 100% US manufacture and final assembly, included on the FAA Nationwide Buy American Waivers Issued listing, and / or products listed as an Excepted Article, Material or Supply in Federal Acquisition Regulation Subpart 25.108, or they will submit a formal waiver request and provide all required documentation.

Century Companies, Inc. is cognizant of all contract conditions, including Buy American Requirements, Construction Safety and Phasing Plan (CSPP), and the Safety Plan Compliance Document (SPCD); and appears able to complete the job at the bid price offered.

The System for Award Management (SAM) records currently lists **Century Companies, Inc.** as "active". The Montana Department of Labor and Industry Suspended Contractor listing does not include **Century Companies, Inc.** Additionally, the submitted Proposal included a certification that "neither it or its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction". All subcontractors (exceeding \$25,000) will be verified for debarment and suspension for to contract award.

The total anticipated project cost and requested FAA grant amount is attached (*Recommendation of Award – Grant Request*). Note, there is a highlighted FAA funding "shortfall" in available FAA funds of \$556,593.00. If this shortfall cannot be supplemented in part or whole by additional FAA State Apportionment funding, the City / County plan to fund this shortfall themselves at this time and retroactively seek FAA reimbursement through a separate future FAA grant(s) when funding is available. Their primary intent is to retroactively seek FAA reimbursement through their future Bipartisan Infrastructure Law (BIL) future allocated funds.

Feel free to call us, or our project manager, Lance Bowser, with any questions you might have.

Park County

Park County

Park County

Caldwell, Chairman

Steve

Clint Tinsley, Commissioner

Bill Berg, Commissioner

City of Livingston

Michael J. Kardoes, City Manager



Mission Field Airport Improvements
Tabulation of Bids Received - March 23, 2022 @ 1:30 p.m.
A.I.P. 3-30-0051-016-2022

Item No.	Quantity	Unit	Unit Description	Engineer's Estimate		Century Companies, Inc.	
				Unit Price (Figures)	Total Price (Figures)	Unit Price (Figures)	Total Price (Figures)
BASE BID: Construct Hangar Access Taxiway							
101	1	LS	Mobilization (Shall not exceed 10% of Subtotal Price)	\$72,757.88	\$72,757.88	\$91,500.00	\$91,500.00
102	1	LS	Contractor Quality Control Program (Shall not exceed 10% of Subtotal Price)	\$70,000.00	\$70,000.00	\$91,500.00	\$91,500.00
103	122	SY	Asphalt Pavement Removal and Disposal Off-Site	\$60.00	\$7,320.00	\$30.00	\$3,660.00
104	3	EA	Remove, Store, Reinstall Stake Mounted Retroreflective Taxiway Markers, L-853	\$300.00	\$900.00	\$250.00	\$750.00
105	1,180	CY	Topsoil Stripping, Stockpiling, Placing	\$35.00	\$41,300.00	\$30.00	\$35,400.00
106	2,364	CY	Unclassified Excavation and Embankment	\$35.00	\$82,740.00	\$65.00	\$153,660.00
107	803	CY	Borrow Source Excavation and Embankment	\$57.00	\$45,771.00	\$85.00	\$68,255.00
108	804	CY	Subbase Course	\$80.00	\$64,320.00	\$125.00	\$100,500.00
109	820	CY	Crushed Aggregate Base Course	\$125.00	\$102,500.00	\$150.00	\$123,000.00
110	3	TON	Emulsified Asphalt Prime Coat (SS-1, undiluted)	\$1,000.00	\$3,000.00	\$1,300.00	\$3,900.00
111	1	TON	Emulsified Asphalt Tack Coat (SS-1, undiluted)	\$1,000.00	\$1,000.00	\$1,300.00	\$1,300.00
112	1,193	TON	Asphalt Mix Pavement Surface Course	\$120.00	\$143,160.00	\$125.00	\$149,125.00
113	72	TON	Asphalt Binder (PG 70-28)	\$750.00	\$53,700.00	\$785.00	\$56,206.00
114	3	EA	Catch Basin / Subsurface Drain Sump	\$9,500.00	\$28,500.00	\$15,000.00	\$45,000.00
115	522	SF	Taxiway Painting - Yellow, Full-Rate Application, Solid, including Reflective Media	\$5.00	\$2,610.00	\$10.00	\$5,220.00
116	2	AC	Seeding, Fertilizing, and Mulching	\$4,000.00	\$8,000.00	\$10,000.00	\$20,000.00
117	45	LF	4" Sch. 80 PVC Duct Installed as Direct Bury, Including (2) Duct Markers)	\$80.00	\$3,600.00	\$100.00	\$4,500.00
BASE BID SUBTOTAL:					\$731,178.88		\$953,476.00
ADDITIVE ALTERNATE #1: Construct Hangar Access Taxilane							
AA1-1	1	LS	Mobilization (Shall not exceed 10% of total Subtotal)	\$65,476.11	\$65,476.11	\$89,000.00	\$89,000.00
AA1-2	1	LS	Contractor Quality Control Program (Shall not exceed 5% of total Subtotal)	\$20,000.00	\$20,000.00	\$10,000.00	\$10,000.00
AA1-3	30	SY	Asphalt Pavement Removal and Disposal Off-Site	\$60.00	\$1,800.00	\$25.00	\$750.00
AA1-4	296	SY	Portland Cement Concrete Pavement Removal and Disposal Off-Site	\$40.00	\$11,840.00	\$25.00	\$7,400.00
AA1-5	1,134	CY	Topsoil, stripping, stockpiling and placing (4-inches)	\$35.00	\$39,690.00	\$30.00	\$34,020.00
AA1-6	3,016	CY	Unclassified Excavation and Embankment	\$30.00	\$90,480.00	\$65.00	\$196,040.00
AA1-7	2,102	CY	Borrow Source Excavation and Embankment	\$45.00	\$94,590.00	\$85.00	\$178,670.00
AA1-8	720	CY	Subbase Course	\$65.00	\$46,800.00	\$100.00	\$72,000.00
AA1-9	734	CY	Crushed Aggregate Base Course	\$100.00	\$73,400.00	\$150.00	\$110,100.00
AA1-10	2.6	TON	Emulsified Asphalt Prime Coat (SS-1, undiluted)	\$1,000.00	\$2,600.00	\$1,300.00	\$3,380.00
AA1-11	0.9	TON	Emulsified Asphalt Tack Coat (SS-1, undiluted)	\$1,000.00	\$900.00	\$1,300.00	\$1,170.00
AA1-12	1,047	TON	Asphalt Mix Pavement Surface Course	\$120.00	\$125,640.00	\$85.00	\$88,995.00
AA1-13	62.9	TON	Asphalt Binder (PG70-28)	\$750.00	\$47,175.00	\$785.00	\$49,376.50
AA1-14	2	EA	Catch Basin / Subsurface Drain Sump	\$9,500.00	\$19,000.00	\$10,000.00	\$20,000.00
AA1-15	40	HR	Utility Troubleshooting	\$125.00	\$5,000.00	\$400.00	\$16,000.00
AA1-16	474	SF	Taxiway Painting - Yellow, Full-Rate Application, Solid, including Reflective Media	\$5.00	\$2,370.00	\$2.00	\$948.00
AA1-17	2	AC	Seeding, Fertilizing, and Mulching	\$4,000.00	\$8,000.00	\$6,500.00	\$13,000.00
AA1-118	69	LF	4" Sch. 80 PVC Duct Installed as Direct Bury, including (3) Duct Markers	\$80.00	\$5,520.00	\$80.00	\$5,520.00
ADDITIVE ALTERNATE #1 SUBTOTAL:					\$660,281.11		\$896,369.50
TOTAL:					\$1,391,459.99		\$1,849,845.50



**Mission Field Airport Improvements
Recommendation of Award / Funding Summary
A.I.P. 3-30-0051-016-2022
Revised 04/25/22 by LDB**

Robert Peccia & Associates, Inc.
3147 Saddle Drive * Helena * Montana * (406) 447-5000

Item No.	Quantity	Unit	Unit Description	Engineer's Estimate	
				Unit Price (Figures)	Total Price (Figures)
Construction Improvements					
BASE BID: Construct Hangar Access Taxiway					
101	1	LS	Mobilization (Shall not exceed 10% of Subtotal Price)	\$91,500.00	\$91,500.00
102	1	LS	Contractor Quality Control Program (Shall not exceed 10% of Subtotal Price)	\$91,500.00	\$91,500.00
103	122	SY	Asphalt Pavement Removal and Disposal Off-Site	\$30.00	\$3,660.00
104	3	EA	Remove, Store, Reinstall Stake Mounted Retroreflective Taxiway Markers, L-853	\$250.00	\$750.00
105	1180	CY	Topsoil Stripping, Stockpiling, Placing	\$30.00	\$35,400.00
106	2364	CY	Unclassified Excavation and Embankment	\$65.00	\$153,660.00
107	803	CY	Borrow Source Excavation and Embankment	\$85.00	\$68,255.00
108	804	CY	Subbase Course	\$125.00	\$100,500.00
109	820	CY	Crushed Aggregate Base Course	\$150.00	\$123,000.00
110	3	TON	Emulsified Asphalt Prime Coat (SS-1, undiluted)	\$1,300.00	\$3,900.00
111	1	TON	Emulsified Asphalt Tack Coat (SS-1, undiluted)	\$1,300.00	\$1,300.00
112	1193	TON	Asphalt Mix Pavement Surface Course	\$125.00	\$149,125.00
113	71.6	TON	Asphalt Binder (PG 70-28)	\$785.00	\$56,206.00
114	3	EA	Catch Basin / Subsurface Drain Sump	\$15,000.00	\$45,000.00
115	522	SF	Taxiway Painting - Yellow, Full-Rate Application, Solid, including Reflective Media	\$10.00	\$5,220.00
116	2	AC	Seeding, Fertilizing, and Mulching	\$10,000.00	\$20,000.00
117	45	LF	4" Sch. 80 PVC Duct Installed as Direct Bury, Including (2) Duct Markers	\$100.00	\$4,500.00
					\$953,476.00
ADDITIVE ALTERNATE #1: Construct Hangar Access Taxiway					
AA1-1	1	LS	Mobilization (Shall not exceed 10% of total Subtotal)	\$89,000.00	\$89,000.00
AA1-2	1	LS	Contractor Quality Control Program (Shall not exceed 5% of total Subtotal)	\$10,000.00	\$10,000.00
AA1-3	30	SY	Asphalt Pavement Removal and Disposal Off-Site	\$25.00	\$750.00
AA1-4	296	SY	Portland Cement Concrete Pavement Removal and Disposal Off-Site	\$25.00	\$7,400.00
AA1-5	1134	CY	Topsoil, stripping, stockpiling and placing (4-inches)	\$30.00	\$34,020.00
AA1-6	3016	CY	Unclassified Excavation and Embankment	\$65.00	\$196,040.00
AA1-7	2102	CY	Borrow Source Excavation and Embankment	\$85.00	\$178,670.00
AA1-8	720	CY	Subbase Course	\$100.00	\$72,000.00
AA1-9	734	CY	Crushed Aggregate Base Course	\$150.00	\$110,100.00
AA1-10	2.6	TON	Emulsified Asphalt Prime Coat (SS-1, undiluted)	\$1,300.00	\$3,380.00
AA1-11	0.9	TON	Emulsified Asphalt Tack Coat (SS-1, undiluted)	\$1,300.00	\$1,170.00
AA1-12	1047	TON	Asphalt Mix Pavement Surface Course	\$85.00	\$88,995.00
AA1-13	62.9	TON	Asphalt Binder (PG70-28)	\$785.00	\$49,376.50
AA1-14	2	EA	Catch Basin / Subsurface Drain Sump	\$10,000.00	\$20,000.00
AA1-15	40	HR	Utility Troubleshooting	\$400.00	\$16,000.00
AA1-16	474	SF	Taxiway Painting - Yellow, Full-Rate Application, Solid, including Reflective Media	\$2.00	\$948.00
AA1-17	2	AC	Seeding, Fertilizing, and Mulching	\$6,500.00	\$13,000.00
AA1-118	69	LF	4" Sch. 80 PVC Duct Installed as Direct Bury, including (3) Duct Markers	\$80.00	\$5,520.00
					\$896,369.50
CONSTRUCTION SUBTOTAL:					\$1,849,845.50
Administration and rounding:					\$43,408.00
Engineering:					
			4 Project Administration - AIP-016-2022		\$48,000.00
			5 Design Engineering		\$55,910.00
			6 Bidding and Construction Administration		\$24,310.00
			6 Services During Construction		\$61,860.00
Engineering Subtotal:					\$190,080.00
PROJECT TOTAL:					\$2,083,333.50
FAA Share:					\$1,875,000.00
Local Share:					\$208,333.50

FAA Share	
NPE Funds (Current Balance):	\$55,200.00
NPE "Gifted" Funds (LTY):	\$389,207.00
NPE Funds borrowed (Delay Repayment to Towsend 2023):	\$94,800.00
NPE Funds borrowed:	\$355,200.00
BIL Funding (LVM):	\$110,000.00
BIL Funding (29S):	\$110,000.00
State Apportionment:	\$204,000.00
FAA Eligible Shortfall:	\$556,593.00
Local Share:	\$208,333.50
	\$2,083,333.50

Local Share	
Park County Share:	\$208,333.50
MT Aeronautics Grant:	-\$31,500.00
	\$176,833.50

Request for FAA Approval of Agreement for Transfer of Entitlements

In accordance with 49 USC § 47117(c)(2),

Name of Transferring Sponsor: Meagher County & the City of White Sulphur Springs

hereby waives receipt of the following amount of funds apportioned to it under 49 USC § 47114(c) for

the: Name of Transferring Airport (and LOCID): White Sulphur Springs Airport (7S6)

for each fiscal year listed below:

Entitlement Type (Passenger, Cargo or Nonprimary)	Fiscal Year	Amount
Nonprimary	2021	\$ 281,045.00
Nonprimary	2022	\$ 74,155.00
Total		\$ 355,200.00

The Federal Aviation Administration has determined that the waived amount will be made available to:

Name of Airport (and LOCID) Receiving Transferred Entitlements:

Mission Field (Livingston) (LVM)

Name of Receiving Airport's Sponsor: Park County and the City of Livingston, Montana

a public use airport in the same state or geographical areas as the transferring airport for eligible projects under 49 USC § 47104(a).

The waiver expires on the earlier of 09/30/2022 (date) or when the availability of apportioned funds lapses under 49 USC § 47117(b).

For the United States of America, Federal Aviation Administration:

Signature: _____

Name: Michael J. Kardoes

Title: City Manager

Date: _____

Certification of Transferring Sponsor

I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.

Executed on this day of May , 2022

Name of Sponsor: Meagher County, Montana

Name of Sponsor's Authorized Official: Herb Townsend

Title of Sponsor's Authorized Official: Chairman

Signature of Sponsor's Authorized Official: _____

Certificate of Transferring Sponsor's Attorney

I, Burt Hurwitz , acting as Attorney for the Sponsor do hereby certify that in my opinion the Sponsor is empowered to enter into the foregoing Agreement under the laws of the state of Montana . Further, I have examined the foregoing Agreement and the actions taken by said Sponsor and Sponsor's official representative has been duly authorized and that the execution thereof is in all respects due and proper and in accordance with the laws of the said state and 49 USC § 47101, et seq.

Dated at White Sulphur Springs, Montana (City, State),
this day of May , 2022

Signature of Sponsor's Attorney: _____

Certification of Transferring Sponsor

I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.

Executed on this day of May , 2022

Name of Sponsor: City of White Sulphur Springs, Montana

Name of Sponsor's Authorized Official: Richard A. Nelson

Title of Sponsor's Authorized Official: Mayor

Signature of Sponsor's Authorized Official: _____

Certificate of Transferring Sponsor's Attorney

I, Susan L. Wordal , acting as Attorney for the Sponsor do hereby certify that in my opinion the Sponsor is empowered to enter into the foregoing Agreement under the laws of the state of Montana . Further, I have examined the foregoing Agreement and the actions taken by said Sponsor and Sponsor's official representative has been duly authorized and that the execution thereof is in all respects due and proper and in accordance with the laws of the said state and 49 USC § 47101, et seq.

Dated at White Sulphur Springs, Montana (City, State),
this day of May , 2022

Signature of Sponsor's Attorney: _____

Request for FAA Approval of Agreement for Transfer of Entitlements

In accordance with 49 USC § 47117(c)(2),

Name of Transferring Sponsor: Park County and the City of Livingston, Montana

hereby waives receipt of the following amount of funds apportioned to it under 49 USC § 47114(c) for

the: Name of Transferring Airport (and LOCID): Mission Field (LVM)

for each fiscal year listed below:

Entitlement Type (Passenger, Cargo or Nonprimary)	Fiscal Year	Amount
Nonprimary	2023	\$ 55,200.00
Nonprimary	2024	\$ 150,000.00
Nonprimary	2025	\$ 150,000.00
Total		\$ 355,200.00

The Federal Aviation Administration has determined that the waived amount will be made available to:

Name of Airport (and LOCID) Receiving Transferred Entitlements:

White Sulphur Springs Airport (7S6)

Name of Receiving Airport's Sponsor: Meagher County & City of White Sulphur Springs, MT

a public use airport in the same state or geographical areas as the transferring airport for eligible projects under 49 USC § 47104(a).

The waiver expires on the earlier of 09/30/2025 (date) or when the availability of apportioned funds lapses under 49 USC § 47117(b).

For the United States of America, Federal Aviation Administration:

Signature: _____

Name:

Title:

Date: _____

Certification of Transferring Sponsor

I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.

Executed on this day of May , 2022

Name of Sponsor: Park County, Montana

Name of Sponsor's Authorized Official: Steve Caldwell

Title of Sponsor's Authorized Official: Chairman

Signature of Sponsor's Authorized Official: _____

Certificate of Transferring Sponsor's Attorney

I, Kendra Lassiter , acting as Attorney for the Sponsor do hereby certify that in my opinion the Sponsor is empowered to enter into the foregoing Agreement under the laws of the state of Montana . Further, I have examined the foregoing Agreement and the actions taken by said Sponsor and Sponsor's official representative has been duly authorized and that the execution thereof is in all respects due and proper and in accordance with the laws of the said state and 49 USC § 47101, et seq.

Dated at Livingston, Montana (City, State),
this day of May , 2022

Signature of Sponsor's Attorney: _____

Certification of Transferring Sponsor

I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.

Executed on this day of May , 2022

Name of Sponsor: City of Livingston

Name of Sponsor's Authorized Official: Michael J. Kardoes

Title of Sponsor's Authorized Official: City Manager

Signature of Sponsor's Authorized Official: _____

Certificate of Transferring Sponsor's Attorney

I, Courtney Lawellin, acting as Attorney for the Sponsor do hereby certify that in my opinion the Sponsor is empowered to enter into the foregoing Agreement under the laws of the state of Montana. Further, I have examined the foregoing Agreement and the actions taken by said Sponsor and Sponsor's official representative has been duly authorized and that the execution thereof is in all respects due and proper and in accordance with the laws of the said state and 49 USC § 47101, et seq.

Dated at Livingston, Montana

this day of May , 2022

Signature of Sponsor's Attorney: _____