

# Eagle Lake Park Playground

## City of Bel Aire





November 22, 2024

Melissa Krehbiel  
City Clerk  
City of Bel Aire  
7651 E Central Park Ave  
Bel Aire 67226-7600

Dear Ms. Krehbiel,

Thank you for considering ATHCO and Landscape Structures for your new playground at Eagle Lake Park! We appreciate and value the opportunity to be a part of this new play space, positively impacting thousands of children, of all abilities, across an entire generation.

Landscape Structures was established in 1971, and is a USA-made, leading manufacturer of play equipment – unsurpassed in quality and safety. As of December 2012, Landscape Structures became a 100% employee-owned company, currently with 500+ employees. ATHCO has been in business since 1952, and an LSI partner since 1975. We specialize in playground design services for LSI equipment, as well as various protective surfacing, site furnishings, SkyWays shade, Aquatix splash pads, and turnkey installation.

5" O.D. posts for maximum stability, TenderTuff™ in lieu of thin coatings, ¾" Permalene® play panels in lieu of polyethylene or pipe, stainless steel hardware, and ProShield® powder coat paint that lasts three times longer than standard powder coat—are just a few examples of the value and durability that you receive with Landscape Structures. These added details will maximize the life of your investment and provide only the highest quality playground experience for the Citizens of Bel Aire.

Enclosed is a design based on the provided RFP. We're open to input and changes. We've designed to maximize the available space, budget, and provide a unique play experience that gives children an opportunity to use their imagination to create, dream, and learn. In addition to challenging children mentally, these structures provide physical challenges, increase their strength and balance, and engage the senses of play.

With ATHCO, you have a full staff located at 108<sup>th</sup> & Pflumm in Lenexa. There is always someone here to take your call. We are devoted to ensuring that your playground project runs smoothly and offer unrivaled post-install customer support. The current equipment lead time is 12-16 weeks ARO.

Thank you for your time and consideration. I sincerely believe you and an entire generation of Bel Aire children will be proud to have the highest quality Landscape Structures playgrounds.

Sincerely,

*Jennifer Hawkins*

Jennifer Hawkins  
Kansas Sales Consultant

13500 West 108th Street  
Lenexa, KS 66215

Phone: 913-469-5600  
Fax: 913-469-8134  
E-mail: [mcline@athcollc.com](mailto:mcline@athcollc.com)



**FAIR-PLAY**

**porter®**



**IRONSMITH**



# Culture Matters...

Landscape Structures is a 100% Employee-Owned U.S. Manufacturer and ATHCO has been a Landscape Structures partner since 1975...we have experience in fun!



# Service Matters...

ATHCO has been in business since 1952, and at 108<sup>th</sup> & Pflumm in Lenexa, KS since 1974. Fully staffed, there's always someone to take your call, M-F, 7:30 a.m. – 5:00 p.m.







# It's all about the people:

Sales	<b>Matt</b> KC Metro	<b>Collin</b> Missouri	<b>Jennifer</b> Kansas	
Support	<b>Jeff</b> Field Services	<b>Craig</b> Project Manager	<b>Nancy</b> Admin Assistant	<b>Matt</b> Sales Ops Lead
Finance & Planning	<b>Mike</b> Principal	<b>Clay</b> CFO	<b>Michael</b> Accountant	<b>Jason</b> Ops & accounting

**Matt Cline – Kansas City, Sales Representative:** Matt has been with ATHCO since September 2011, as our Kansas Sales Consultant. He's originally from Hutchinson and Salina and is quite familiar with Kansas communities. Matt truly enjoys the feeling of being able to help people find solutions and appreciates the value of building long-lasting relationships. He's grateful for the chance to work with organizations that share this same goal and is a great resource to anyone that has a question. Matt looks forward to meeting you and discussing partnership opportunities with ATHCO – as well as the many industry-leading products we represent. Matt splits his time in Kansas and the Kansas City metro area between 75% business development and 25% project management.

**Collin Anderson - Missouri Sales Representative:** Collin has been with ATHCO since February 2016 as our Missouri Sales Consultant. He was born in St. Louis, went to college at The University of Missouri, and he has a strong connection and passion for the state. Collin enjoys the opportunity to build relationships with schools and communities in Missouri while being a valuable resource to our customers. Collin is enthusiastic in being able to share the values of ATHCO, where people come first.

**Jennifer Hawkins - Kansas Sales Representative (CPSI):** Jennifer recently joined Athco and relocated from Phoenix, Arizona to take up the role. She brings a deep background in the playground industry. She understands playground design from a safety and maintenance perspective and is thrilled to be representing Landscape Structures for Athco – as she views LSI as the clear leader in the market.

# People Matter...

**Craig Richardson – Project Manager:** Craig was hired as the Project Manager at Athco in May of 2024. He is a results-driven Project Manager with over 25 years of experience in the Construction industry. Armed with a solid background in operations, facilities, and project management methodologies, Craig has consistently demonstrated exceptional organizational and communication skills. He believes his ability to lead, build relationships and navigate through challenges has been a key to success. Craig has always had a strong love for Athletics, he Coaches HS Football as well as JH Basketball. Sports offer so many life lessons that we will use for the entirety of our life. "I truly believe that coaching is not about wins and losses. Wins are nice, but my goal is always to help shape young men and women into the best people that they can be before sending them off into the world."

**Nancy Pruett – Customer Service:** After years of working in various fields, including drywall supply yards, land title companies, an automotive supercharger manufacturer and a warehouse supplier of paper goods, I am finally home! The people here are a pleasure to work with and enjoy what they do.

**Jason Milbradt – Operations Coordinator:** Jason brings a career of high level operational experience as a General Manager in the hotel and hospitality industry to bear on his role at Athco. He makes sure the trains run on time! In his spare time he has had the privilege of serving for the past several years as the Beautification Chair for the Northeast Kansas City Historical Society. He has been able to work with likeminded professionals on the board to further educate residents of Kansas City the importance and value of preserving pieces of the past as Kansas City continues to grow.

**Jeff Campbell – Construction Manager (CPSI):** Jeff was selected and hired in April 2023 for this newly created position at ATHCO. His experience with electrical and construction will be an added benefit for our various scopes of work including site surveying, installation, and jobsite management. Jeff looks forward to making lasting relationships, assisting as a key point of contact between our installers and customers, and he looks forward to seeing you on your next project!

**Matt Terry – Sales Operations:** Matt was hired at Athco as the sales operations lead in February of 2024. He is a graduate of Kansas University with a degree in business administration. Matt brings 6+ years of experience in construction including project management, coordination and procurement. Matt has always been an avid sports fan and likes to spend his free time cheering on the Chiefs, Royals and Jayhawks. Matt grew up in the Kansas City area, and spent a lot of his childhood at the same parks Athco renovated or built many years ago. This has brought work full circle and given him a deeper appreciation for everything Athco does.

**Michael Troughton - Principal:** Michael is the new owner and Principal of Athco. He is convinced the team in place at Athco are the best in the business, is proud to represent each of our manufacturers and loves what he does.



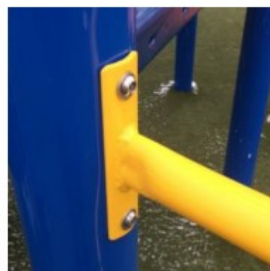
# Quality Matters...



360° clamp compression = equal pressure around post



## Others



Direct bolt = shear loading at only two attachment points



Heaviest & thickest decks in the industry with 5/16" perf. holes = large enough for drainage, but small enough to not hurt little fingers

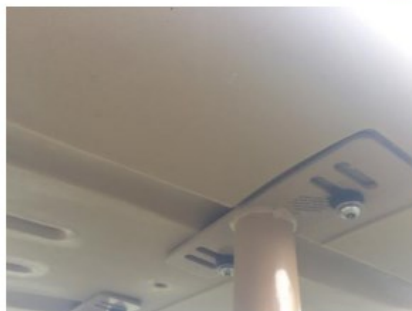
Large holes and thinner-coated decks



DigiFuse for stock or custom artwork – stays bright & durable over the life of the playground



Sticker



Moving slide footer to adjust for freeze/thaw cycles



Non-moving slide footers





# Quality Matters...



20mm six-stranded  
galvanized-steel  
reinforced polyester-  
wrapped cables

Aluminum connectors for  
maximum durability



3/4" Permalene  
handholds and panels  
for maximum durability  
& design aesthetic



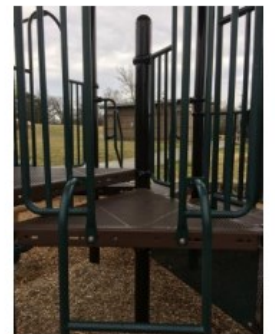
TenderTuff coated climber -  
same as our decks



## Others



Plastic connectors and  
smaller diameter  
cables/rope



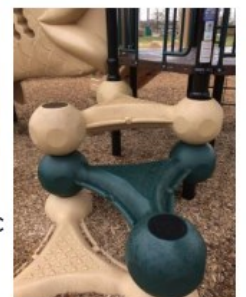
Hollow plastic  
panels or pipe



Non-coated  
climber



Hollow plastic  
climbers



# Design Matters...

A properly designed playground will engage the seven senses. Through sensory play, children discover their world and how to be successful in it. They develop behaviors based on what they touch, see, hear, taste, smell, and how they move and position their body in space. Sensory-rich playgrounds allow children to integrate and develop their senses and the more they play, the more they develop skills necessary to engage, change, and impact the world around them.



Art



Auditory



Language & Literacy



Motor Planning



Music



Nature



Proprioception



Social Imagination



Tactile



Vestibular



Visual





# Your Community Matters...

Residents from every background in any size community deserve the best playgrounds in the world.



**ATHCO**  
Your Premier Athletic & Recreation Source

*LS*  
**landscape  
structures®**



# Recent Projects

## **Strang Park**

City of Overland Park  
11921 Hardy St.  
Overland Park, KS 66212  
Contact: Mike Burton  
Phone: 913-327-6638



## **Sar-Ko-Par Trails Park**

City of Lenexa  
87<sup>th</sup> & Lackman  
Lenexa, KS 66215  
Contact: Logan Wagler  
Phone: 913-477-7140



## **Burrus Old Mill Park**

City of Blue Springs  
112 NW Woods Chapel Rd.  
Blue Springs, MO 64105  
Contact: Dennis Doval  
Phone: 816-228-0265



## **Playground Park**

City of Junction City  
5<sup>th</sup> & Eisenhower  
Junction City, KS 66441  
Contact: Kendall Schoenrock  
Phone: 610-608-2788



## **Wilbur Young Park**

City of Blue Springs  
1200 SE Adams Dairy Parkway  
Blue Springs, MO 64104  
Contact: Dennis Doval  
Phone: 816-228-0265



## **Additional Information for Bid Submittal:**

### **7a. Names of staff personnel who will be assigned to the work:**

Jennifer Hawkins - Sales Representative

Matt Terry - Sales Ops Lead

Craig Richardson - Project Manager

Jason Milbradt - Ops and Accounting

### **7b. Proposed scope of work and schedule:**

Demolition and disposal of existing equipment

Excavation and disposal of existing safety surfacing

Installation of new equipment

Installation of safety surfacing

Equipment Lead Time – 12-16 Weeks ARO

Project Duration – 6-8 Weeks

### **7c. Review of work site prior to bid submittal:**

See pages 14-15 for pictures and measurements taken on November 6, 2024

### **7d. Names of any subcontractors:**

TBD - 3 possible crews

ForeverLawn

### **7e. List of previous experience on similar projects:**

Dr. Glen Dey Park - Wichita, KS

13th Street Playground - Andover, KS

Central Park - Andover, KS

Ray Marsh Elementary - Shawnee Mission, KS

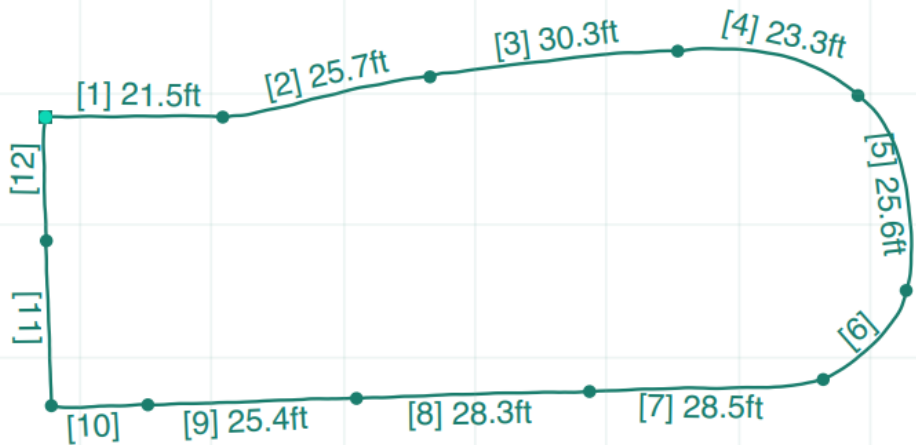
Merriam Park Elementary - Merriam, KS



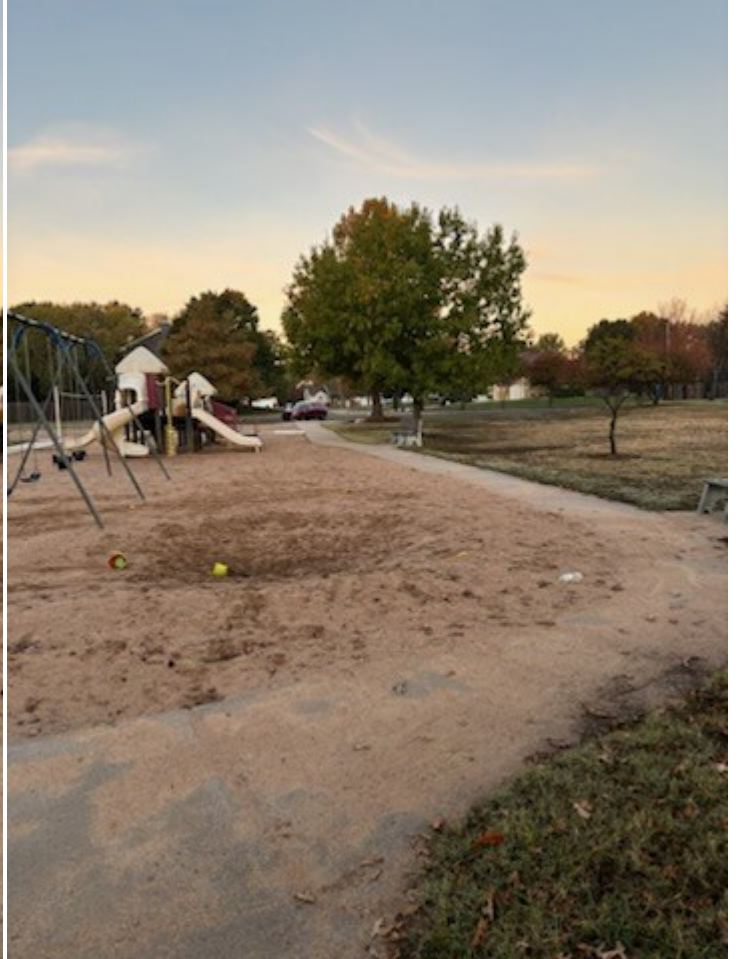
EAGLE : EAGLE LAKE PARK : PLAN VIEW

270.8ft (3896.6ft²)

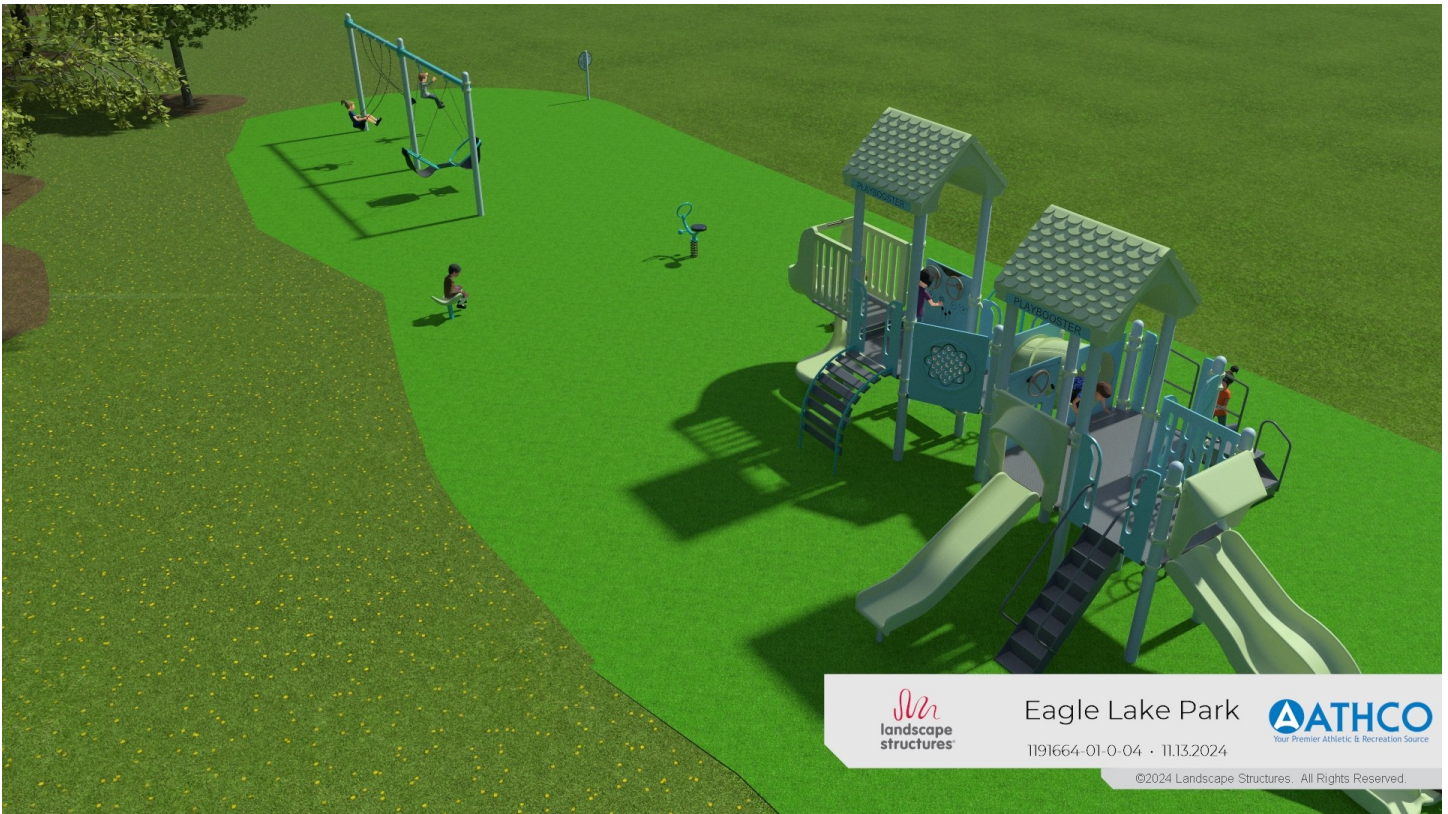
Created on 06 Nov 2024















Eagle Lake Park

1191664-01-0-02 · 11.13.2024



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Eagle Lake Park

1191664-01-0-03 · 11.13.2024



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The play components identified on this plan are IPMA certified. (Unless model number is preceded with \*) The use and layout of these components conform to the requirements of ASTM F1487. To verify product certification, visit [www.ipma.org](http://www.ipma.org)

THIS PLAY AREA & PLAY EQUIPMENT IS DESIGNED FOR AGES 2-12 YEARS UNLESS OTHERWISE NOTED ON PLAN.

IT IS THE MANUFACTURERS OPINION THAT THIS PLAY AREA DOES CONFORM TO THE A.D.A. ACCESSIBILITY STANDARDS, ASSUMING AN ACCESSIBLE PROTECTIVE SURFACING IS PROVIDED, AS INDICATED, OR WITHIN THE ENTIRE USE ZONE.

THIS CONCEPTUAL PLAN WAS BASED ON INFORMATION AVAILABLE TO US. PRIOR TO CONSTRUCTION, DETAILED SITE INFORMATION INCLUDING SITE DIMENSIONS, TOPOGRAPHY, EXISTING UTILITIES, SOIL CONDITIONS, AND DRAINAGE SOLUTIONS SHOULD BE OBTAINED, EVALUATED, & UTILIZED IN THE FINAL DESIGN. PLEASE VERIFY ALL DIMENSIONS OF PLAY AREA, SIZE, ORIENTATION, AND LOCATION OF ALL EXISTING UTILITIES, EQUIPMENT, AND SITE FURNISHINGS PRIOR TO ORDERING. SLIDES SHOULD NOT FACE THE HOT AFTERNOON SUN.

CHOOSE A PROTECTIVE SURFACING MATERIAL THAT HAS A CRITICAL HEIGHT VALUE TO MEET THE MAXIMUM FALL HEIGHT FOR THE EQUIPMENT (REF. ASTM F1487 STANDARD CONSUMER SAFETY PERFORMANCE SPECIFICATION FOR PLAYGROUND EQUIPMENT FOR PUBLIC USE, SECTION 8 CURRENT REVISION). THE SUBSURFACE MUST BE WELL DRAINED. IF THE SOIL DOES NOT DRAIN NATURALLY IT MUST BE TILED OR SLOPED 1/8" TO 1/4" PER FOOT TO A STORM SEWER OR A "FRENCH DRAIN".

AREA OF ACCESSIBLE/PROTECTIVE SURFACING MATERIAL (ENGINEERED AND PROPERLY SUGGESTED)

DESIGNED BY:

RP

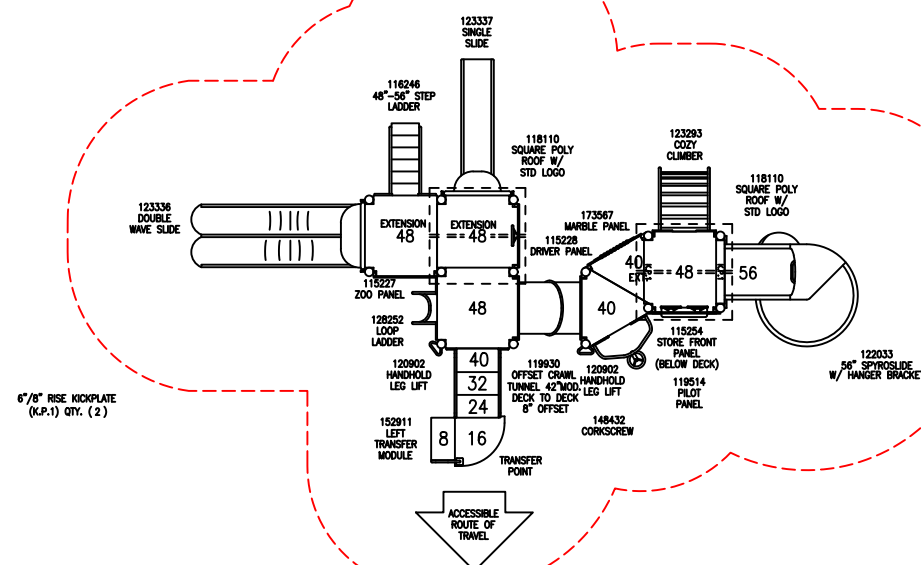
COPYRIGHT: 11/13/24  
LANDSCAPE STRUCTURES INC.  
601 7th STREET SOUTH  
DELANO, MINNESOTA 55328  
PH: 888-438-8574  
[playlsi.com](http://playlsi.com)

Date	Previous Drawing #	Initials



105'-2"

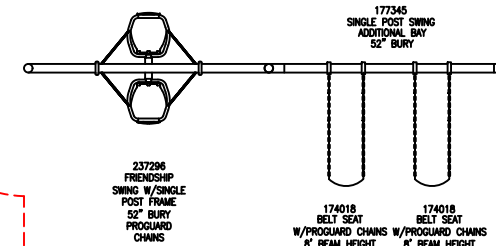
43'-6"



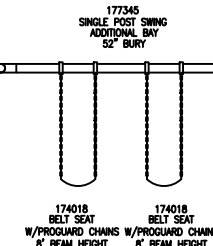
152179  
SADDLE SPINNER  
12" SEAT HEIGHT



164074  
SINGLE BOBBLE  
SPRING RIDER



237296  
FRIENDSHIP  
SWING W/ SINGLE  
POST FRAME  
52" BURY  
PROGUARD  
CHAINS



174018  
BELT SEAT  
W/PROGUARD CHAINS  
8" BEAM HEIGHT

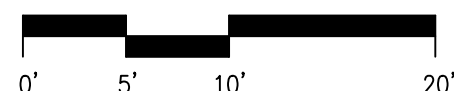
182503  
WELCOME SIGN  
(LSI PROVIDED)  
2-12 YEARS

PlayBooster  
(2-12 years)

Max Fall Height: 96 inches

TOTAL ELEVATED PLAY COMPONENTS	11		
TOTAL ELEVATED COMPONENTS ACCESSIBLE BY RAMP	0	REQUIRED	0
TOTAL ELEVATED COMPONENTS ACCESSIBLE BY TRANSFER	11	REQUIRED	6
TOTAL ACCESSIBLE GROUND LEVEL COMPONENTS SHOWN	6	REQUIRED	3
TOTAL DIFFERENT TYPES OF GROUND LEVEL COMPONENTS	4	REQUIRED	4

SCALE IN FEET:



Eagle Lake Park

Bel Aire, KS

ATHCO

Jennifer Hawkins

SYSTEM TYPE:  
PlayBooster/ Freestanding

DRAWING #:  
1191664-01-01



# Eagle Lake Park Playground

Made in the U.S.A. Statement

Bel Aire, KS

November 19, 2024

1191664-01-01

PLAYBOOSTER (2-12 YEARS)

## Proudly made in the U.S.A.

Nearly all of our play products are made in Delano, Minnesota.\*

This allows us to maintain control over the quality of the play equipment you purchase. While other manufacturers are increasingly sourcing components from overseas, Landscape Structures equipment is proudly made in the U.S.A.



**Total Product  
Made in the U.S.A.**

**99%**

Calculation includes standard play products only.

\*Our fabrication, rotomolding, welding and painting operations in Delano, Minnesota, U.S.A. produce the vast majority of our standard play components.

For a better tomorrow  
we play today.®

[playlsi.com](http://playlsi.com)

Proudly presented by:





# Eagle Lake Park Playground

## Environmental Statement

Bel Aire, KS

November 19, 2024

1191664-01-01 PLAYBOOSTER (2-12  
YEARS)

Since January 2008, Landscape Structures has partnered with American Forests to purchase trees which will offset the CO<sub>2</sub> generated in our manufacturing processes. These trees will not only sequester the CO<sub>2</sub>, they help filter water, remove air pollution, provide wildlife habitat and improve our natural environment.



AMERICAN FORESTS

### CARBON FOOTPRINT OF LANDSCAPE STRUCTURES PRODUCT:

Tons of CO<sub>2</sub>: 8.47  
# of Trees: 25

**Carbon Footprint:** A measurement of the effect on the climate in terms of the amount of greenhouse gases produced in the Landscape Structures manufacturing process measured in units of carbon dioxide (CO<sub>2</sub>).

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### RECYCLED CONTENT OF LANDSCAPE STRUCTURES PRODUCT:

Steel	1,056 lbs.
Aluminum	454 lbs.
Rubber	0 lbs.
Plastic	270 lbs.
Total Recycled Content:	1,780 lbs.
Total Post-Consumer Recycled Content:	1,130 lbs.
Total Recycled Content (%):	49%
Total Post-Consumer Recycled Content (%):	31%
Total Weight:	3,617 lbs.

**Total Recycled Content:** Material that has been recovered or diverted from the solid waste stream.

**Total Post-Consumer Recycled Content:** Material generated by households or commercial, industrial and institutional facilities in their role as end-users. This material can no longer be used for its original intended purposes.

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### 2009 LEED INFORMATION FOR RECYCLED CONTENT:

If you are pursuing LEED certification for your project, please share the following information with your LEED project manager.

Post-Consumer Recycled Weight:	1,130 lbs.
½ Pre-Consumer Recycled Weight:	½ x 650 lbs.
LEED Recycled Fraction Weight:	1,455 lbs.
LEED Recycled Fraction %:	40%
Total Recycled Content Value:	\$26,142.00

Calculations include standard play products only.





# Eagle Lake Park Playground

Model Information

Bel Aire, KS

November 19, 2024

1191664-01-01

PLAYBOOSTER (2-12 YEARS)



Double Wave Slide



Single Slide



SpyroSlide™



Corkscrew Climber w/Permalene® Handholds



Cozy Climber™ w/Permalene® Handholds



Loop Ladder w/Permalene® Handholds



Step Ladder w/Permalene® Handholds



Offset Crawl Tunnel 8" Offset



Driver Panel (Permalene®)

Models shown include standard play products only.

For a better tomorrow  
we play today.®

[playlsi.com](http://playlsi.com)

Proudly presented by:





# Eagle Lake Park Playground

Model Information

Bel Aire, KS

November 19, 2024

1191664-01-01

PLAYBOOSTER (2-12 YEARS)



**Marble Panel®**



**Pilot Panel**



**Storefront Panel (Permalene®)**



**Zoo Panel**



**Handhold Leg Lift**



**Square Poly Roof**



**Bobbie Rider™, Single**



**Saddle Spinner**



**Belt Seat w/Chains**

Models shown include standard play products only.

For a better tomorrow  
we play today.®

[playlsi.com](http://playlsi.com)

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# Eagle Lake Park Playground

Model Information

Bel Aire, KS

November 19, 2024

1191664-01-01

PLAYBOOSTER (2-12 YEARS)



**Friendship® Swing w/Single Post Swing  
Frame 52" Bury**



**Single Post Swing Frame 52" Bury  
Additional Bay**

Models shown include standard play products only.

**For a better tomorrow  
we play today.®**

[playlsi.com](http://playlsi.com)

**Proudly presented by:**



# Quote



ATHCO  
13500 W. 108th St.  
Lenexa, KS 66215  
P: 913-469-5600  
athco@athcollc.com

Date: 11/18/2024  
All prices subject to acceptance within 30 days

Prepared by: Jennifer Hawkins

To accept this quote, sign here and return

TO: City of Bel Aire  
Eagle Lake Park  
Bel Aire, KS

Payment Terms Net 30 days

Description	QTY	UNIT PRICE	TOTAL
Item A1: Remove and dispose of existing playset	1	\$ -	\$ 4,900.00
Item A2: Remove and dispose of existing sand	1	\$ -	\$ 14,000.00
Item A3: Remove and replace existing swing set*	1	\$ -	\$ 2,100.00
Item B1: Playset and installation: PlayBooster 2-12 Structure Includes: Corkscrew Climber, Cozy Climber, Loop Ladder, Step Ladder, Driver Panel, Marble Panel, Pilot Panel, Storefront Panel, Zoo Panel, (2) Handhold Leg Lifts, 48" Double Wave Slide, 48" Single Slide, 56" SyproSlide, (2) Square Poly Roof, and Welcome Sign	1	\$ -	\$ 75,290.00
Item B2: Spring Rider and installation: Single Bobble Rider	1	\$ -	\$ 1,902.00
Item B3: Standing Spinner and installation: Saddle Spinner**	1	\$ -	\$ 1,214.00
Item B4: Tandem Swing and installation: 2-bay Single Post Swing Set with (1) Friendship Swing and (2) Belt Seats	1	\$ -	\$ 8,340.00
Item B5: Synthetic Turf and installation:	1	\$ -	\$ 77,524.00
		\$ -	\$ -
		\$ -	\$ -
*A3 - line includes remove and dispose of existing swing set		\$ -	\$ -
**B3 - standing spinners are not recommended for ages 2-12, so a seated spinner is quoted		\$ -	\$ -

NOTES: **50% down payment due at time of order; balance to be invoiced upon completion.** Scope of work includes: All items listed above to include: removal and disposal of existing structures and surfacing, delivery and offloading, digging and pouring concrete footers, and labor to install quoted equipment. Does not include any concrete sidewalk or curbing. Assumes 2% grade. **Pricing only valid if all items are purchased and installed at the same time.**

SUBTOTAL	\$ 185,270.00
INSTALLATION OPTION	Included
FREIGHT	Included
SALES TAX - N/A	N/A
<b>Quote Total</b>	<b>\$ 185,270.00</b>

Owner responsible for relocating any utilities at footing locations

Assumes no rock at footing locations. Additional charges for labor and equipment rental will be incurred for removal of rock above or below grade.

Current "Tax Exemption Certificate" required when placing orders for materials only

Proposals with labor (installation/repairs) are subject to sales tax unless a "Project Tax Exemption Certificate" is provided when placing the order

All conditions in this proposal are to be accepted into any subcontract issued by a General Contractor

**Thank you!**



## PROPOSAL SUBMISSION FORM

### City of Bel Aire – Eagle Lake Park Playground Improvements

1. COMPANY NAME Athco

2. ADDRESS (Home Office) 13500 W 108th St Lenexa, KS 66215

3. TELEPHONE NUMBER (office) 913-469-5600 (cell) n/a

4. NUMBER OF FULL-TIME EMPLOYEES 11

5. OWNERSHIP

                     Sole Proprietor                      Other – Please Specify

  X   Limited Partnership

### PROPOSAL PRICES

Eagle Lake Park Playground Improvements		
ITEM A – Removal and Disposal	QTY	AMOUNT
A1: Remove and dispose of existing playset	1	\$4,900.00
A2: Remove and dispose of existing sand	1	\$14,000.00
A3: Remove and replace existing swing set	1	\$2,100.00
ITEM B – Materials/Installation		
B1: Playset and installation	1	\$75,290.00
B2: Spring Rider (5-12 yr age range and 1 person capacity)	1	\$1,902.00
B3: Standing Spinner (5-12 yr age range and 1 person capacity)	1	\$1,214.00
B4: Tandem Swing (2-person capacity for adult/child) and installation	1	\$8,340.00
B5: Synthetic turf and installation	1	\$77,524.00
<b>TOTAL PRICE</b>	<b>\$</b>	<b>\$185,270.00</b>

Jennifer Hawkins  
Signature of Authorized Representative

11-22-2024  
Date

Jennifer Hawkins/Sales Representative

Name/Title of Authorized Representative

EXHIBIT A - CITY OF BEL AIRE, KANSAS  
TERMS AND CONDITIONS

The attached Purchase Order/Quotation/Proposal, along with these Terms and Conditions shall together serve as the Contract between the City of Bel Aire, Kansas, a municipal corporation, and the Vendor named on the Purchase Order/Quotation/Proposal.

1. The delivery of equipment, material, supplies and/or services listed on the Purchase Order/Quotation/Proposal shall be FOB the City's project site or other location affirmed in writing by an authorized City official.
2. After the items listed on the Purchase Order/Quotation/Proposal have been delivered and accepted as conforming goods or services by an authorized City official, the City will approve payment to the Vendor of the amount due made according to the City's standard accounting practices.
3. No additional terms or conditions, other than those stated herein, and no agreement or understanding in any way modifying the terms and conditions herein stated, shall be binding upon the City unless in writing and signed by the City Attorney. In case of conflict among terms with this Contract, those stated in this Exhibit A shall control.
4. The goods, equipment and services specified in this Contract are for the City's exclusive use. Therefore, it is understood the Federal Excise Tax or State of Kansas Sales Tax shall not be imposed, and Vendor will refund the same if included in the price paid. The City's exemption certificate will be furnished where required or upon request.
5. All orders are priced F.O.B approved destination and must be shipped "PREPAID" unless otherwise specified. No freight or express charges will be allowed on the invoice unless previously agreed upon and provided for on the original purchase order and separately approved by an authorized City official.
6. This order must not be filled at a higher price than quoted without specific authorization granted by the City's Governing Body.
7. When the items shown on this order have been delivered, the Vendor is to mail an invoice for the same to the department address shown on these contract documents, with a copy separately to the City Treasurer. Partial payments will be made only when agreed upon prior to issuance of the Purchase Order/Quotation/Proposal and approved by the City's Governing Body.
8. The City and vendor agree that this Contract shall be interpreted under the laws of the State of Kansas without regard to its choice of law provisions, and that venue of any dispute requiring litigation shall be in any court of appropriate jurisdiction in Sedgwick County, Kansas.
9. No party shall be required to submit any dispute to arbitration, but a good faith mediation attempt shall be a condition precedent to litigation as a resolution process. The parties waive trial by jury.