

76A

DATE June 9, 2008

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
SW 7TH STREET AND INDIANOLA ROAD INTERSECTION IMPROVEMENTS  
\$ 359,919.81

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$359,919.81, executed by Grimes Asphalt & Paving Corp., J M Yonker, President, 12021 NW 54th Avenue, Grimes, IA, 50111 dated June 9, 2008, for the construction of the following improvement:

SW 7th Street and Indianola Road Intersection Improvements, 06-2006-026  
CS-TSF-1945(714)--85-77

The improvement includes the reconfiguration of the intersection of SW 7th Street and Indianola Road by removal and replacement of medians, hot-mix asphalt resurfacing, traffic signals, pavement markings, and other incidental items; all in accordance with the contract documents including Plan File Nos. 487-129/146

the same to be performed in accordance with the plans and specifications which have been heretofore approved by this Council, be and the same are hereby approved. The attached "Contractor's Anticipated DBE/TSB Utilization" shows the Contractor's efforts to solicit DBE/TSB Participation in accordance with the Disadvantaged Business Enterprise/Targeted Small Business (DBE/TSB) Program.

BE IT FURTHER RESOLVED: That the Mayor be and is hereby authorized and directed to execute said contract on behalf of the City of Des Moines, and the City Clerk, be and is hereby authorized and directed to attest to same. No contract shall be deemed to exist between the City of Des Moines and said Bidder until said contract has been executed by the Bidder, and shall have been approved by this Council and executed by the Mayor and attested to by the City Clerk.

BE IT FURTHER RESOLVED: That after said contract has been executed by the Mayor, the City Clerk be and is hereby authorized and directed to return the Contractor's bid security.

BE IT FURTHER RESOLVED: That the attached communication from said Contractor requesting permission to sublet designated items and the attached Permission to Sublet form, be and are hereby approved subject to each subcontractor's compliance with the City of Des Moines Contract Compliance Program. The City Manager is hereby directed to sign said Permission to Sublet form granting permission for said listed subcontractor to work on said improvement upon each subcontractor's compliance with the City of Des Moines Contract Compliance Program as monitored by the Engineering Department.

★ **Roll Call Number**

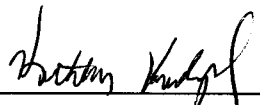
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BE IT FURTHER RESOLVED: That the Des Moines Finance Director is hereby authorized to encumber this contract amount against the funds as identified below, and to acquire Builder's Risk Insurance, if appropriate, for the above referenced improvement.

Moved by \_\_\_\_\_ to adopt.

FORM APPROVED   
 Kathleen Vanderpool  
 Deputy City Attorney

Funding Source: 2008-2009 CIP, Page Street-41, SW Seventh Street and Indianola Road Intersection Improvements, STR228, Being: \$285,000 maximum in Iowa DOT Traffic Safety Funds for construction contract costs only and \$77,919.81 in G. O. Bonds

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				

MOTION CARRIED APPROVED

\_\_\_\_\_  
 Mayor

I, Diane Rauh, City Clerk of said City Council, hereby certify that at a meeting of the City Council, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

\_\_\_\_\_  
 City Clerk



**CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION**  
**SW 7th Street and Indianola Road Intersection Improvements**

**Activity ID 06-2006-026**

On May 28, 2008, Grimes Asphalt & Paving Corp., J M Yonker, President, 12021 NW 54th Avenue, Grimes, IA 50111 submitted a proposal for construction of the SW 7th Street and Indianola Road Intersection Improvements, Activity ID 06-2006-026, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$359,919.81. The proposal included a statement that the Disadvantaged Business Enterprise/Targeted Small Business (DBE/TSB) Program shall apply to this project.

The Engineering Department has prepared this report summarizing the information that Grimes Asphalt & Paving Corp., has submitted indicating that it anticipates utilizing the following DBE/TSB companies on this project:

<u>DBE/TSB Name</u>	<u>Description of Work</u>	<u>Estimated Amount</u>
<u>Bonnies Barricades</u>	<u>Traffic Control</u>	<u>\$3,601.00</u>
	Estimated DBE/TSB Participation	<u>\$3,601.00</u>
	Grimes Asphalt & Paving Corp. Amount	<u>\$359,919.81</u>
	Percentage of DBE/TSB Participation	<u>1.00%</u>

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**PERMISSION TO SUBLET**

Date June 2, 2008  
 Project SW 7th & Indianola Intersection Improvments Contract No. 14370  
 Contractor Grimes Asphalt & Paving Co. Activity ID 06-2006-026  
 Federal Tax ID 421176884 Project No. STR228

ITEM TO BE SUBLET	ORGANIZATION TO PERFORM WORK	STATE IF ORGANIZATION IS DBE	COST OF WORK TO BE SUBLET
Traffic Signals	Iowa Signal 7840 University Clive, IA 50325 (515) 255-7748 Federal Tax ID 20-1582440	No	\$164,350.00
Pavement Marknigs	DPLM, Inc PO Box 3031 Des Moines, Iowa 50316 515-289-1370 Federal Tax ID 26-1609976	NO	\$10,377.81
Traffic Control	Bonnies Barricades 1547 Michigan Street Des Moines, Iowa 50314 515-282-9977 Federal Tax ID 42-125-0395	Yes	\$3,601.00

Cost of Items Sublet This Request	\$178,328.81
Cost of Items Previously Sublet	\$0.00
Total Cost of Items Sublet	\$178,328.81
Cost of Specialty Items	\$164,350.00
(a) Total Cost of Sublet Items Less Specialty Items	\$13,978.81
Total Contract Amount	\$359,919.81
(b) Total Contract Amount Less Specialty Items	\$195,569.81
Percentage of Contract to be Sublet (a ÷ b)	7.15%

Permission is subject to subcontractors' compliance with the City of Des Moines Contract Compliance Program, and clearance of subcontractors by the Engineering Department is required prior to their starting work. Permission is given with the understanding that the prime contractor shall be held responsible for the subcontractors' full compliance of all terms of the contract.

Attachment: Contractor's Letter  
Requesting Subletting

John F. McKee  
ACTING City Engineer

06/03/08  
Date

Form Routing: Project Engr.

City Engr. \_\_\_\_\_  
 Engr. Admin. \_\_\_\_\_ City Manager \_\_\_\_\_ Date \_\_\_\_\_  
 City Clerk/City Manager \_\_\_\_\_  
 Engr. Admin. \_\_\_\_\_  
 Distribution \_\_\_\_\_ Roll Call No. \_\_\_\_\_ Date \_\_\_\_\_