

DATE July 14, 2008

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
CROCKER STREET AT 5TH AVENUE, 6TH AVENUE & 7TH STREET TRAFFIC SIGNAL  
INSTALLATION  
\$ 345,724.53

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$345,724.53, executed by Baker Electric, Inc., Britt Baker, CEO, 111 Jackson Avenue, Des Moines, IA, 50315 dated July 14, 2008, for the construction of the following improvement:

Crocker Street at 5th Avenue, 6th Avenue & 7th Street Traffic Signal Installation, 04-2007-001  
CS-TSF-1945(716)--85-77, STP-U-1945(727)--70-77

The improvement includes upgrading the existing temporary traffic signals at the intersections of 5th Avenue & Crocker Street, 6th Avenue & Crocker Street, and 7th Street & Crocker Street. The existing pedestrian crossing signal on 7th Street north of Crocker Street will also be upgraded in accordance with the contract documents including Plan File Nos. 489-44/57

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**

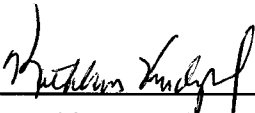
Agenda Item Number

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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 Traffic-9, Traffic Signal Installation - Crocker St. at 5th Ave., 6th Ave., 7th St., TFC096, Various Funding, Being:  
 \$150,000 Maximum in Iowa DOT Traffic Safety Improvement Funds for eligible construction only,  
 \$150,000 Maximum in FHWA Surface Transportation Program (STP) funds for eligible construction only,  
 \$46,000 in G. O. Bonds from Traffic Signal Installation – Crocker Street at Fifth Avenue, Sixth Avenue, & Seventh Street, Page Traffic Control-9, TFC096 with a transfer of \$63,000 in G. O. Bonds from City-wide Signals, Channelization, and School Crossing Protection Program, Page Traffic Control-5, TFC091

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



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**CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION**  
**Crocker Street at 5th Avenue, 6th Avenue & 7th Street Traffic Signal Installation**

**Activity ID 04-2007-001**

On June 17, 2008, Baker Electric, Inc., Britt Baker, CEO, 111 Jackson Avenue, Des Moines, IA 50315 submitted a proposal for construction of the Crocker Street at 5th Avenue, 6th Avenue & 7th Street Traffic Signal Installation, Activity ID 04-2007-001, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$345,724.53. 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 Baker Electric, Inc., 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>
None	N/A	\$0.00
	Estimated DBE/TSB Participation	\$0.00
	Baker Electric, Inc. Amount	\$345,724.53
	Percentage of DBE/TSB Participation	0.00%