

DATE August 7, 2006

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
SKYWALK 11C -11D, ALLIED PHASE 2 TO ALLIED GARAGE  
\$ 556,000.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$556,000.00, executed by Ryan Companies US, Inc., James R. Ryan, CEO, 1501 50th Street, Suite 100, West Des Moines, IA, 50299 dated August 7, 2006, for the construction of the following improvement:

Skywalk 11C -11D, Allied Phase 2 to Allied Garage, 12-2006-007

The improvement includes construction of a Skywalk Bridge including steel fabrication and erection, curtain wall, concrete work, roofing, mechanical, electrical, HVAC, drywall, painting, floor coverings and finish work all in accordance with the contract documents including Plan File Nos. 466-65/76 over Walnut Street east of 12th Street, Des Moines, Iowa

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 Utilization" shows the Contractor's efforts to solicit DBE Participation in accordance with the Disadvantaged Business Enterprise 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.

BE IT FURTHER RESOLVED: That 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**

51A

DATE August 7, 2006

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*  
 Kathleen Vanderpool  
 Deputy City Attorney

Funding Source: 2006-2007 CIP, Page Sidewalk-5, Downtown Skywalk System, SID094, Various Funding,  
 Being:  
 \$123,434.19 in private funds from Nationwide and \$432,565.81 in FY07 TIF-backed G.O. Bonds

*DEB*

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BROOKS				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
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



ST A

**CONTRACTOR'S ANTICIPATED DBE UTILIZATION**

**Skywalk 11C -11D, Allied Phase 2 to Allied Garage**

**Activity ID 12-2006-007**

On August 1, 2006, Ryan Companies US, Inc., James R. Ryan, CEO, 1501 50th Street, Suite 100, West Des Moines, IA 50299 submitted a proposal for construction of the Skywalk 11C -11D, Allied Phase 2 to Allied Garage, Activity ID 12-2006-007, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$556,000.00. The proposal included a statement that the Disadvantaged Business Enterprise (DBE) Program shall not apply to this project.

The Engineering Department has prepared this report summarizing the information that Ryan Companies US, Inc., has submitted indicating that it anticipates utilizing the following DBE companies on this project:

<u>DBE Name</u>	<u>Description of Work</u>	<u>Estimated Amount</u>
None	N/A	\$0.00
	Estimated DBE Participation	\$0.00
	Ryan Companies US, Inc. Amount	\$556,000.00
	Percentage of DBE Participation	0.00%