

DATE September 8, 2008

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
COWNIE SOCCER FIELDS IMPROVEMENTS - PHASE 1
\$ 684,930.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$684,930.00, executed by Smith Seeding, Inc., John E. Smith, President, 219 N. 1st Street, Eldridge, IA, 52748-2200 dated September 8, 2008, for the construction of the following improvement:

Cownie Soccer Fields Improvements - Phase 1, 11-2008-012

The improvement includes earthwork, sodding, subdrain installation, drainage improvements and restoration; all in accordance with the contract documents, including Plan File Nos. 491-98/103 at the Cownie Soccer Complex, 2200 E Hartford Avenue, 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/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

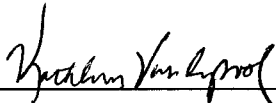
43(A)

DATE September 8, 2008

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 Parks-25, Soccer Complex, PKS159, Being: \$70,000 in G. O. Bonds from PKS159 with the following transfers (all GO Bonds Issued - Hearing ECP-1 (Roll Call 08-701) : \$310,000 from PKS100 - Park Redevelopment - Parks Page 19 and \$305,000 from Page Parks-15, Neighborhood Park Improvements - PKS137. The City will pursue all possible FEMA reimbursement for this project - initial estimated reimbursement is \$16,530 for the irrigation system electrical control.

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

Department of Engineering
City of Des Moines, Iowa



CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION

Cownie Soccer Fields Improvements - Phase 1

Activity ID 11-2008-012

On August 26, 2008, Smith Seeding, Inc., John E. Smith, President, 219 N. 1st Street, Eldridge, IA 52748-2200 submitted a proposal for construction of the Cownie Soccer Fields Improvements - Phase 1, Activity ID 11-2008-012, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$684,930.00. The proposal included a statement that the Disadvantaged Business Enterprise/Targeted Small Business (DBE/TSB) Program shall not apply to this project.

The Engineering Department has prepared this report summarizing the information that Smith Seeding, 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
	Smith Seeding, Inc. Amount	\$684,930.00
	Percentage of DBE/TSB Participation	0.00%

43 (A)

PERMISSION TO SUBLET

Date August 29, 2008

Project COWNIE SOCCER FIELDS IMPROVEMENTS - PH.1

Contract No. 14405

Contractor SMITH SEEDING, INC.

Activity ID 11-2008-012

Federal Tax ID 42-1432208

Project No. _____

<u>ITEM TO BE SUBLET</u>	<u>ORGANIZATION TO PERFORM WORK</u>	<u>STATE IF ORGANIZATION IS DBE</u>	<u>COST OF WORK TO BE SUBLET</u>
TURF DRAINAGE	COMMERCIAL TURF & TRACTOR HWY #36 EAST CHILICOTHE, MO 64601 660-646-6207 Federal Tax ID 43-1684159	NO	\$138,500.00
SOD PLACEMENT	SEVEN CITIES SOD 12554 210TH ST DAVENPORT, IA 52804 563-391-1663 Federal Tax ID 42-1120747	NO	\$30,000.00
IRRIGATION	T & T SPRINKLER 8525 DOUGLAS, SUITE 37 URBANDALE, IA 50322 515-276-5935 Federal Tax ID 42-1275022	NO	\$54,750.00

Cost of Items Sublet This Request	\$223,250.00
Cost of Items Previously Sublet	\$0.00
Total Cost of Items Sublet	\$223,250.00
Cost of Specialty Items	\$223,250.00
(a) Total Cost of Sublet Items Less Specialty Items	\$0.00
Total Contract Amount	\$684,930.00
(b) Total Contract Amount Less Specialty Items	\$461,680.00
Percentage of Contract to be Sublet (a ÷ b)	0.00%

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


City Engineer

2 Sep 2008
Date

Form Routing: Project Engr.

City Engr. _____
Engr. Admin. _____
City Clerk/City Manager _____
Engr. Admin. _____
Distribution _____

City Manager

_____ Date

Roll Call No. _____

_____ Date

Fax Cover Sheet

From: Smith Seeding, Inc.
219 N First Street
Eldridge, IA 52748
Phone: 563-285-2604
Fax: 563-285-2607

To: City of Des Moines Engineering
Fax: 515-237-1814
RE: Cownie Soccer Field Imp.
Attn: Jeff Hanson

Date: August 29, 2008

Jeff,

The following is a list of subcontractors we are proposing to utilize for the above project.

Commercial Turf and Tractor
Hwy # 36 East
Chillicothe, Mo. 64601
Ph: 660-646-6207
Item# 3 Turf Drainage
\$138,500.00

T and T Sprinkler
8525 Douglas Suite 37
Urbandale, Ia. 50322
Ph: 515-276-5935
Item#5 Irrigation Plumbing
#6 Irrigation Electrical #10 Irrigation Misc.
\$54,750.00

Seven Cities Sod
12554 210th St
Davenport, IA. 52804
Ph: 563-391-1663
Sod Placement
\$30,000.00

If you have any questions feel free to call.
Cell # 641-777-0953

Thanks,
Chris