

DATE May 19, 2014

DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE
BIDDER AS T K CONCRETE INC., TONY J. VER MEER, PRESIDENT;
APPROVAL OF CONTRACT AND BOND
2014 ADA SIDEWALK RAMP PROGRAM – CONTRACT 1
\$453,500.00

WHEREAS, on April 7, 2014, under Roll Call No. 14-0524, plans, specifications, form of contract documents, and Engineer's estimate of construction cost were filed with the City Clerk, for the construction of the following improvement:

2014 ADA Sidewalk Ramp Program - Contract 1, 09-2014-003

The improvement includes construction of sidewalk ramps with Portland cement concrete sidewalk four (4) inches, six (6) inches or eight (8) inches thick, together with all necessary appurtenances; in accordance with the contract documents, at various locations determined by the "Americans with Disabilities Act, City of Des Moines, Iowa, Transition Plan" throughout the City of Des Moines, Iowa

WHEREAS, on May 5, 2014, under Roll Call No. 14-0732, a public hearing was held on the plans, specifications, form of contract documents, and Engineer's estimate of construction cost, for said improvement, and the public hearing was closed; and City Council approved said plans, specifications, form of contract documents, and City Engineer's estimate, and received and filed bids for said improvement.

NOW, THEREFORE, BE IT FURTHER RESOLVED: That the Des Moines City Engineer, as the Engineer, has determined that the lowest responsive, responsible bid for the construction of said improvement was submitted by T K Concrete Inc., Tony J. Ver Meer, President, 1608 Fifield Road, Pella, IA, 50219 in the amount of \$453,500.00, and said bid be and the same is hereby accepted.

BE IT FURTHER RESOLVED: That the bid security of the unsuccessful bidders be and is hereby authorized and directed to be returned.

BE IT FURTHER RESOLVED: That the Engineer is hereby directed to secure execution by the lowest responsive, responsive Bidder and its surety of the contract documents in the form heretofore approved by this Council; that the Engineer is directed to thereafter present said contract documents to this Council for approval and authorization to the Mayor to sign; and that 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 the City Council hereby authorizes the necessary road closures for the Project.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$453,500.00, executed by T K Concrete Inc., Tony J. Ver Meer, President, 1608 Fifield Road, Pella, IA, 50219 dated May 19, 2014, for the construction of the improvement, 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, subject to receipt of the contract, bond, and certificate of insurance acceptable to the Engineering and Legal Departments. 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.



Roll Call Number

Agenda Item Number

7

DATE May 5, 2014

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, subject to receipt of the contract, bond, and certificate of insurance acceptable to the Engineering and Legal Departments, 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.

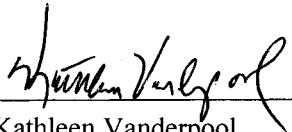
BE IT FURTHER RESOLVED: That the Des Moines Finance Director is hereby authorized to encumber this contract amount against the funds as identified below, and to acquire Builder's Risk Insurance, if appropriate, for the above referenced improvement.

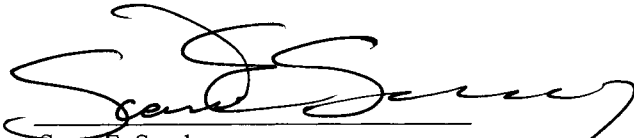
(City Council Communication Number 14-223 attached.)


Moved by _____ to adopt.

FORM APPROVED:

FUNDS AVAILABLE


Kathleen Vanderpool
Deputy City Attorney


Scott E. Sanders
Des Moines Finance Director

 Funding Source: 2014-2015 CIP, Page Street - 28, Sidewalks - ADA Compliance, SW095, G. O. Bonds

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GATTO				
GRAY				
HENSLEY				
MAHAFFEY				
MOORE				
TOTAL				

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.

MOTION CARRIED

APPROVED

Mayor

City Clerk



CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION
2014 ADA Sidewalk Ramp Program - Contract 1

Activity ID 09-2014-003

On April 22, 2014, T K Concrete Inc., Tony J. Ver Meer, President, 1608 Fifield Road, Pella, IA 50219 submitted a proposal for construction of the 2014 ADA Sidewalk Ramp Program - Contract 1, Activity ID 09-2014-003, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$453,500.00. 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 T K Concrete 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>
<u>Paco's Construction, LLC</u>		<u>\$14,000.00</u>
	Estimated DBE/TSB Participation	<u>\$14,000.00</u>
	T K Concrete Inc. Amount	<u>\$453,500.00</u>
	Percentage of DBE/TSB Participation	<u>3.09%</u>