



Roll Call Number

Agenda Item Number

63A

DATE March 8, 2021

**APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
E. DOUGLAS AVENUE RECONSTRUCTION - E. 42ND STREET TO E. 56TH STREET
\$6,168,000.00**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$6,168,000.00, executed by Elder Corporation, Jared R. Elder II, President, 5088 E. University Avenue, Des Moines, IA, 50327 dated March 8, 2021, for the construction of the following improvement:

E. Douglas Avenue Reconstruction - E. 42nd Street to E. 56th Street, 062018014
STBG-SWAP-1945(841)--SG-77

The improvement includes construction of Portland Cement Concrete (PCC) pavement eight (8) inches thick, PCC sidewalks, driveways, and trail, along with earthwork, clearing and grubbing, erosion control, subdrains, storm sewers, traffic control, traffic signals, surface restoration, necessary removals, and other incidental items; all in accordance with the contract documents, including Plan File Nos. 617-001/258, located on East Douglas Avenue between East 42nd Street and East 56th Street in 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, subject to receipt of the contract and bond approved as to form by the Legal Department, and certificate of insurance acceptable to the Engineering 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.

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 and bond approved as to form by the Legal Department, and certificate of insurance acceptable to the Engineering Department, 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 in accordance with the Instructions to Bidders.

BE IT FURTHER RESOLVED: That the attached Permission to Sublet form, from said Contractor requesting permission to sublet designated items, be and is hereby approved, subject to receipt of the contract and bond approved as to form by the Legal Department, and certificate of insurance acceptable to the Engineering Department; and each subcontractor is hereby granted permission to work on said improvement.



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BE IT FURTHER RESOLVED: That the Director of Finance 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 21-105 attached)

Moved by _____ to adopt.

FORM APPROVED s/Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

SLN

Funding Source: 2020-2021 CIP, Page Street – 7, East Douglas Avenue Reconstruction - E 42nd - E 56th, ST270, Being: \$5,800,000 (maximum) Surface Transportation Block Grant Program Federal-aid Swap funds being 100% of eligible construction costs under STBG-SWAP-1945(841)--SG-77, \$125,386 Des Moines Water Works, and the remaining \$242,614 in G.O. Bonds

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
WESTERGAARD				
GRAY				
BOESEN				
VOSS				
MANDELBAUM				
GATTO				
TOTAL				
MOTION CARRIED APPROVED				

I, P. Kay Cmelik, 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.

Mayor

City Clerk

63A

Department of Engineering
City of Des Moines, Iowa



CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION
E. Douglas Avenue Reconstruction - E. 42nd Street to E. 56th Street

Activity ID 062018014

On February 16, 2021, Elder Corporation, Jared R. Elder II, President, 5088 E. University Avenue, Des Moines, IA 50327 submitted a proposal for construction of the E. Douglas Avenue Reconstruction - E. 42nd Street to E. 56th Street, Activity ID 062018014, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$6,168,000.00. 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 Elder Corporation, 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
	Elder Corporation Amount	\$6,168,000.00
	Percentage of DBE/TSB Participation	0.00%