



Roll Call Number

Agenda Item Number

78B

DATE December 20, 2021

**APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
E. 30TH STREET AND E. UNIVERSITY AVENUE INTERSECTION IMPROVEMENTS
\$719,066.06**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$719,066.06, executed by Grimes Asphalt and Paving Corporation, Timothy Mallicoat, President, 5550 NE 22nd Street, Des Moines, IA, 50313 dated December 20, 2021, for the construction of the following improvement:

E. 30th Street and E. University Avenue Intersection Improvements, 042021019
CS-TSF-1945(856)--85-77

The improvement includes new traffic signals, Portland Cement Concrete (PCC) pavement, Hot Mix Asphalt (HMA) paving, PCC sidewalks, PCC curb and gutter, pavement removals, earthwork, storm sewer, intakes, pavement markings, traffic control, and surface restoration; all in accordance with the contract documents, located at the intersection of E. University Avenue and E. 30th 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 21-569 attached)

Moved by _____ to adopt.

FORM APPROVED s/Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

SLN Funding Source: 2021-2022 CIP, Page 141, E 30th Street and University Avenue, ST290, Being: \$357,000 (Max) in Iowa DOT Traffic Safety Improvement Funds under CS-TSF-1945(856)--85-77; Anticipated \$200,000 (Max) in Iowa DOT Urban State Traffic Engineering Program (USTEP) Funds (55% of eligible items with a max of \$200,000); and the remaining \$162,066.06 in G.O. Bonds, ST290

| 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.



CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION
E. 30th Street and E. University Avenue Intersection Improvements

Activity ID 042021019

On December 7, 2021, Grimes Asphalt and Paving Corporation, Timothy Mallicoat, President, 5550 NE 22nd Street, Des Moines, IA 50313 submitted a proposal for construction of the E. 30th Street and E. University Avenue Intersection Improvements, Activity ID 042021019, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$719,066.06. 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 Grimes Asphalt and Paving 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 |
| | Grimes Asphalt and Paving Corporation Amount | \$719,066.06 |
| | Percentage of DBE/TSB Participation | 0.00% |