

11

DATE January 24, 2022

**COMMUNICATION FROM CONTRACTORS
REQUESTING PERMISSION TO SUBLET
CERTAIN ITEMS ON PUBLIC IMPROVEMENT PROJECTS**

BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the attached communication from each contractor requesting permission to sublet designated items and the attached Permission to Sublet form, for each project listed below, be and are hereby approved; and each subcontractor is hereby granted permission to work on said improvement.

Activity ID	Project Title	Contractor
082021002	Hamilton Drain Storm Water Improvements Phase 2	RW Excavating Solutions, LC Dan E. Wilson, Managing Member 13293 S. 88th Avenue W Prairie City, IA 50228
102018001	Municipal Service Center - Phase 2	Koester Construction Company, Inc. Paul Koester, President 3050 SE Enterprise Drive, Suite A Grimes, IA 50111

Moved by _____ to adopt.

FORM APPROVED:

s/Kathleen Vanderpool

Kathleen Vanderpool
Deputy City Attorney

SLN^{pw}

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
MANDELBAUM				
SHEUMAKER				
VOSS				
WESTERGAARD				
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

Copy 11

PERMISSION TO SUBLET

Project Hamilton Drain Storm Water Improvements Phase 2
Contractor RW Excavating Solutions, LC
Federal Tax ID 815146330 **Contract No.** 15643 **Sublet Request No.** 3

ITEM TO BE SUBLET	ORGANIZATION TO PERFORM WORK	DBE Y/N	COST OF SPECIALTY ITEMS	TOTAL COST OF WORK SUBLET
Cast-in-place concrete structures	Eslinger Contracting, Inc. 4506 SE Powers Drive Runnells, IA 50237 (515) 202-3605 Federal Tax ID 204272250	No		\$304,800.00

	Previous Request	This Request	Total To Date	
Cost of Items Sublet	<u>\$645,205.50</u>	<u>\$304,800.00</u>	<u>\$950,005.50</u>	(a)
Cost of Specialty Items Sublet	<u> </u>	<u> </u>	<u> </u>	(b)
Cost of Sublet Items Less Speciality Items	<u> </u>	<u> </u>	<u> </u>	(c)
Contract Amount			<u>\$6,196,268.70</u>	(d)
Contract Amount Less Total Specialty Items (d-			<u>\$6,196,268.70</u>	(e)
Percentage of Contract Sublet to Date (c/e)			<u>15.33%</u>	

The prime contractor's request for Permission to Sublet the above items of work is approved 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

Form Routing: Project Engr. - City Engr. -
Engr. Admin. - City Clerk/City Manager -
Engr. Admin. - Distribution

Form Distribution Original - Project File
Copy - Project Engineer
Copy - Prime Contractor

22- 1/24/22
Roll Call No. Date

Kuhl, Chris K.

From: Cat Whisenand <cwhisenand@RWEXCAVATING.COM>
Sent: Tuesday, December 28, 2021 3:13 PM
To: Kuhl, Chris K.
Cc: Leah Wilson
Subject: RE: Hamilton Drain Additional Subcontractors

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Resending because I fat fingered one of the line item #'s.

Chris,
I have one more to add. I apologize for not having these all at once. I know we will have one more for sure for Terracon for the crack monitoring survey but I need more information before I will be able to send it.

Eslinger Contracting, Inc.

4506 SE Powers Dr
Runnels, IA 50237
EIN: 20-4272250
Estimated Subcontracted Amount: \$304,800
Scope: Line Items 52-54, 56-59, 61 & 62, Cast-In-Place Concrete Structures

Thanks,
Cat

From: Cat Whisenand
Sent: Monday, December 6, 2021 9:05 AM
To: Kuhl, Chris K. <CKKuhl@dmgov.org>
Cc: Leah Wilson <lwilson@RWEXCAVATING.COM>
Subject: Hamilton Drain Additional Subcontractors

Chris,
We are providing for you information for additional subcontractors. We still have a few more to be determined.

Sternquist Construction
1110 North 14th St
Indianola, IA 50125
EIN: 42-0960204
Estimated Subcontracted Amount: \$364,940.00
Scope: Line Items 67-70 PCC Pavement

Grimes Asphalt & Paving Corporation
PO Box 3374
5550 NE 22nd St
Des Moines, IA 50316
EIN: 27-1831755
Estimated Subcontracted Amount: \$66,808
Scope: Line Items 71 & 73 Curb & Gutter & Pavement, HMA

Copy
||

PERMISSION TO SUBLET

Project Municipal Service Center - Phase 2

Contractor Koester Construction Company, Inc.

Federal Tax ID 421260796 **Contract No.** 15392 **Sublet Request No.** 4

ITEM TO BE SUBLET	ORGANIZATION TO PERFORM WORK	DBE Y/N	COST OF SPECIALTY ITEMS	TOTAL COST OF WORK SUBLET
Crane	Miner LTD (MHC Systems) 4458 NW Urbandale Dr Urbandale, IA 50323 (515) 270-0121 Federal Tax ID 742718737	No		\$6,000.00
Sitework	3D Excavating LLC 904 15th Street West Des Moines, IA 50265 Federal Tax ID 821232519	No		\$75,000.00
Vehicle Lifts	Midwest Lift Works LLC 614 Broadway St. North Jordan, MN 55352 Federal Tax ID 464224148	No		\$220,000.00

	Previous Request	This Request	Total To Date
Cost of Items Sublet	\$34,668,825.00	\$301,000.00	\$34,969,825.00 (a)
Cost of Specialty Items Sublet			(b)
Cost of Sublet Items Less Specialty Items			\$34,969,825.00 (c)
Contract Amount			\$44,930,979.00 (d)
Contract Amount Less Total Specialty Items (d-			\$44,930,979.00 (e)
Percentage of Contract Sublet to Date (c/e)			77.83%

The prime contractor's request for Permission to Sublet the above items of work is approved 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

Form Routing: Project Engr. - City Engr. -
Engr. Admin. - City Clerk/City Manager -
Engr. Admin. - Distribution

Form Distribution Original - Project File
Copy - Project Engineer
Copy - Prime Contractor

22 - 1/24/22
Roll Call No. Date

Brady, Timothy B.

From: Jami Brown <jbrown@koestercon.com>
Sent: Monday, January 3, 2022 4:32 PM
To: Bradour, Jillian A.; Brady, Timothy B.; Fenstermann, Matt C.
Cc: Colton Taylor
Subject: DSM Municipal Tax Certificates
Attachments: Miner Ltd..pdf; 3D Excavating.pdf; W92021-22MidwestLiftWorksLLC.pdf; DM MSC Subcontractor List.xlsx

Follow Up Flag: Follow up
Flag Status: Flagged

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello Tim, we are needing to get a few more tax exempt certs for the project, please see added subs to the list attached for these certs as well as their W9 forms attached. (They are highlighted in green on the excel sheet)

Please let me know if you have any questions or need anything else.

Thanks!

Jami Brown | Project Engineer

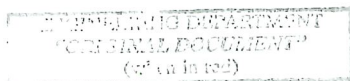


Koester Construction Company, Inc.

3050 SE Enterprise Dr. Ste A, Grimes, IA 50111

office: 515.412.1940 cell: 515.202.1232

[facebook](#) | [email](#) | www.koestercon.com





DIVISION 31 - EARTHWORK			
SWPPP	Greentech 1201 W 6th Ave Slater, IA 50244	\$20,900	Chris Campbell chris@gt-ia.com P: 515-497-6542 ext 3
Tax ID: 27-2456549			
Sitework	Elder Corporation 5088 E. University Avenue Des Moines, Iowa 50327	\$1,672,100	Josh Redhead josh.redhead@eldercorp.com P: 515-249-1089
Tax ID: 42-1248691			Copy on correspondence: linda.breeden@eldercorp.com denise.murano@eldercorp.com
Deep Foundations	Subsurface Constructors 120 Broadway Ave. S Suite 100 Wayzata, MN 55391	\$320,000	Bill Faherty bill.faherty@subsurfaceconstructors.com P: 612-280-8940
Tax ID: 43-0716061			
DIVISION 32 - EXTERIOR IMPROVEMENTS			
Parking Lot Striping	Parking Lot Specialties 3040 Gateway Drive Carlisle, IA 50047	\$40,000	Richard Brown richard@parkinglotsspecialties.com P: 515-262-1155
Tax ID: 20-2474557			
Fencing	Des Moines Steel Fence Co. 2045 NE 46th Avenue, Suite A Des Moines, Iowa 50313	\$196,596	Jeff Donels jeff@dsmfence.com P: 515-270-6227
Tax ID: 42-1349195			
Landscaping	Alpha Landscapes, LLC 1235 Michigan Avenue Ames, Iowa 50014	\$400,000	Riley Marvin riley@alphalandscapeia.com P: 515-984-2651
Tax ID: 82-0697650			
DIVISION 33 - UTILITIES			
Site Utilities	Central Iowa Dirtworks 5158 NW Beaver Drive Johnston, IA 50131	\$1,033,489	Josh Davis joshd@centraliadirtworks.com P: 515-491-7756
Tax ID: 46-1182898			
Sitework	3D Excavating LLC 904 15th Street West Des Moines, IA 50265	\$75,000	Doug Scott doug.scott@3dexcavating.com
Tax ID: 82-1232519			
DIVISION 41 - MATERIAL PROCESSING AND HANDLING EQUIPMENT			
Bridge Cranes	Waite Equipment Co. 3443 N Main Street East Peoria, IL 61611	\$307,000	John Waite john@waiteequipment.com P: 309-694-8040
Tax ID: 20-3219562			
Lifts	Midwest Lift Works LLC 614 Broadway Street North Jordan, MN 55352	\$220,000	Dave Schoenbeck dave@midwestliftworks.com P: 612-382-0532
Tax ID: 46-4224148			
Cranes	Miner Ltd. 8818 Washington Circle Omaha, NE 68127	\$6,000	Jayson Grevengoed jayson.grevengoed@minercorp.com P: 515-975-3438
Tax ID: 74-2718737			

Request for Taxpayer Identification Number and Certification

Give Form to the requester. Do not send to the IRS.

► Go to www.irs.gov/FormW9 for instructions and the latest information.

Print or type. See Specific Instructions on page 3.

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.
Midwest Lift Works LLC

2 Business name/disregarded entity name, if different from above

3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only one of the following seven boxes.

Individual/sole proprietor or single-member LLC C Corporation S Corporation Partnership Trust/estate

Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ► S

Note: Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is not disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner.

Other (see instructions) ►

4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):
Exempt payee code (if any) _____
Exemption from FATCA reporting code (if any) _____
(Applies to accounts maintained outside the U.S.)

5 Address (number, street, and apt. or suite no.) See instructions.
614 Broadway St. North

6 City, state, and ZIP code
Jordan, MN 55352

7 List account number(s) here (optional)

Requester's name and address (optional)

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Note: If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Social security number										
				-						
or										
Employer identification number										
4	6		-	4	2	2	4	1	4	8

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here Signature of U.S. person ► Steve Scholabek Principal Date ► 11/11/2021

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to www.irs.gov/FormW9.

Purpose of Form

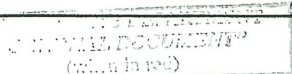
An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-INT (interest earned or paid)

- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding, later.



Request for Taxpayer Identification Number and Certification

Give Form to the requester. Do not send to the IRS.

Go to www.irs.gov/FormW9 for instructions and the latest information.

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.
3D Excavating LLC

2 Business name/disregarded entity name, if different from above

3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only one of the following seven boxes.

Individual/sole proprietor or single-member LLC

C Corporation

S Corporation

Partnership

Trust/estate

Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ▶ **S**

Note: Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is not disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner.

Other (see Instructions) ▶

4 Exemptions (codes apply only to certain entities, not individuals—see instructions on page 3).
Exempt payee code (if any) **APR 28 2020**
Exemption from FATCA reporting code (if any)

5 Address (number, street, and apt. or suite no.) See Instructions.
904 15th Street

6 City, state, and ZIP code
West Des Moines, IA 50265

7 List account number(s) here (optional)

Requester's name and address (optional)

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Note: If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Social security number

			-			-			
--	--	--	---	--	--	---	--	--	--

or

Employer identification number

8	2	-	1	2	3	2	5	1	9
---	---	---	---	---	---	---	---	---	---

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here Signature of U.S. person ▶ *[Signature]* Date ▶ **4-5-18**

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to www.irs.gov/FormW9.

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding, later.

Request for Taxpayer Identification Number and Certification

Give Form to the requester. Do not send to the IRS.

Go to www.irs.gov/FormW9 for instructions and the latest information.

Print or type. See Specific Instructions on page 3.

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank. Miner Ltd.	
2 Business name/disregarded entity name, if different from above	
3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only one of the following seven boxes. <input type="checkbox"/> Individual/sole proprietor or single-member LLC <input type="checkbox"/> Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ▶ _____ Note: Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is not disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner. <input type="checkbox"/> Other (see instructions) ▶ _____	4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3): Exempt payee code (if any) _____ Exemption from FATCA reporting code (if any) _____ <i>(Applies to accounts maintained outside the U.S.)</i>
5 Address (number, street, and apt. or suite no.) See instructions. 8818 Washington Circle	Requester's name and address (optional)
6 City, state, and ZIP code Omaha, NE 68127	
7 List account number(s) here (optional)	

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Social security number									

or

Employer identification number									
7	4	-	2	7	1	8	7	3	7

Note: If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here	Signature of U.S. person ▶	Date ▶ <u>1/4/2021</u>
------------------	----------------------------	------------------------

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to www.irs.gov/FormW9.

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-INT (interest earned or paid)

- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See *What is backup withholding*, later.

