



**Date** March 27, 2023

**APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
TUTTLE STREET CONSTRUCTION FROM SW 12TH STREET TO SW 14TH STREET  
\$1,246,190.00**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$1,246,190.00, executed by All Star Concrete, L.L.C., Alex Vazquez, Member and Manager, 4989 NW Johnston Drive, Johnston, IA, 50131 dated March 27, 2023, for the construction of the following improvement:

Tuttle Street Construction from SW 12th Street to SW 14th Street, 062023001

The improvement includes Portland Cement Concrete (PCC) pavement, modified subbase, subdrain, subgrade treatment, grading, pavement removal, PCC driveways and sidewalk, storm sewer, intakes, water main, traffic control, surface restoration, and other incidental items; all in accordance with the contract documents, including Plan File No. 653-269/312, located on Tuttle Street between S.W. 12th Street and S.W. 14th Street, 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.



Date March 27, 2023

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.

(Council Communication No. 23.134 attached)

Moved by \_\_\_\_\_ to adopt. Second by \_\_\_\_\_

FORM APPROVED:

FUNDS AVAILABLE:

s/Kathleen Vanderpool

s/Nickolas J. Schaul

Kathleen Vanderpool  
Deputy City Attorney

Nickolas J. Schaul  
Director of Finance

Funding Source: 2022-23 CIP, Page 149, Tuttle Street Improvements, ST296, Tax Increment Funding Bonds.

SLN pw

COUNCIL ACTION	Yeas	Nays	Pass	Absent
COWNIE				
BOESEN				
GATTO				
MANDELBAUM				
SHEUMAKER				
VOSS				
WESTERGAARD				
TOTAL				
MOTION CARRIED			APPROVED	
_____ Mayor				

CERTIFICATE

I, Laura Baumgartner, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, 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

WA

Department of Engineering  
City of Des Moines, Iowa



**CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION**  
**Tuttle Street Construction from SW 12th Street to SW 14th Street**

**Activity ID 062023001**

On February 21, 2023, All Star Concrete, L.L.C., Alex Vazquez, Member and Manager, 4989 NW Johnston Drive, Johnston, IA 50131 submitted a proposal for construction of the Tuttle Street Construction from SW 12th Street to SW 14th Street, Activity ID 062023001, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$1,246,190.00. 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 All Star Concrete, L.L.C., 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
	All Star Concrete, L.L.C. Amount	\$1,246,190.00
	Percentage of DBE/TSB Participation	0.00%



*Copy*

**PERMISSION TO SUBLET**

**Project** Tuttle Street Construction from SW 12th Street to SW 14th Street

**Contractor** All Star Concrete, L.L.C.

**Federal Tax ID** 464322373      **Contract No.** 16095      **Sublet Request No.** 1

<b>ITEM TO BE SUBLET</b>	<b>ORGANIZATION TO PERFORM WORK</b>	<b>DBE Y/N</b>	<b>COST OF SPECIALTY ITEMS</b>	<b>TOTAL COST OF WORK SUBLET</b>
Grading	DSM Dirtworx 5319 Pleasant Ridge Rd. Pleasant Hill, IA 50327 (515) 707-5435 Federal Tax ID 871530785	No		\$174,226.00
Storm Sewer & Water Main	Thorpe Contracting, LLC PO Box 220 Adel, IA 50003 Federal Tax ID 861716252	No		\$438,546.00
Traffic Control	Jackson Contracting LLC 3409 Brook Ridge Ct. Des Moines, IA 50317 (515) 306-4487 Federal Tax ID 270938337	Yes		\$1,800.00
Erosion Control	Blue Marble Environmental 3290 Zander Lane Dexter, IA 50070 Federal Tax ID 832398507	No		\$17,990.00
Survey	McClure Engineering Company 1360 NW 121st Street Clive, IA 50325 Federal Tax ID 420982931	No		\$7,800.00
Sidewalks	C & A Concrete, LLC 2409 GARFIELD AVE Des Moines, IA 50317 Federal Tax ID 880742054	No		\$73,170.00

	Previous Request	This Request	Total To Date	
Cost of Items Sublet		\$713,532.00	\$713,532.00	(a)
Cost of Specialty Items Sublet				(b)
Cost of Sublet Items Less Specialty Items				(c)
Contract Amount			\$1,246,190.00	(d)
Contract Amount Less Total Specialty Items (d-			\$1,246,190.00	(e)
Percentage of Contract Sublet to Date (c/e)			57.26%	

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

23- 3/27/23  
Roll Call No. Date