

DATE June 23, 2008

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
2008 PARK AND CEMETERY HMA IMPROVEMENTS
\$ 409,450.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$409,450.00, executed by Grimes Asphalt & Paving Corp., J M Yonker, President, 12021 NW 54th Avenue, Grimes, IA, 50111 dated June 23, 2008, for the construction of the following improvement:

2008 Park and Cemetery HMA Improvements, 11-2008-007

The improvement includes overlaying existing roads and parking lots, storm sewer construction and earthwork; all in accordance with the contract documents, including Plan File Nos. 490-1/9 at the following locations in Des Moines, Iowa:

- Glendale Cemetery, 4909 University Avenue
- Laurel Hill Cemetery, 3601 E. Court Avenue
- Woodland Cemetery, 2019 Woodland Avenue
- East Side Library, 2559 Hubbell Avenue
- Police Station, 25 E. 1st Street

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. 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, 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 attached communication from said Contractor requesting permission to sublet designated items and the attached Permission to Sublet form, be and are hereby approved subject to each subcontractor's compliance with the City of Des Moines Contract Compliance Program. The City Manager is hereby directed to sign said Permission to Sublet form granting permission for said listed subcontractor to work on said improvement upon each subcontractor's compliance with the City of Des Moines Contract Compliance Program as monitored by the Engineering Department.

★ Roll Call Number

08-1140

Agenda Item Number

44 A

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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.

Moved by Kiernan to adopt.

FORM APPROVED Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

M Funding Source: 2008-2009 CIP, Page Park-15, Neighborhood Park Improvements, PKS137, Being: \$206,050 in G. O. Bonds from PKS137 for improvements at the East Side Library; \$150,000 in available G. O. Bonds and \$60,500 in G. O. Bonds to be issued from PKS138, Cemetery Infrastructure and Improvements, Page Park-5, for improvements at Glendale, Woodland, and Laurel Hill Cemeteries; and \$27,650 in G. O. Bonds to be issued from BLD111, Parking Lot Rehabilitation, Page Building-15, for improvements at the Police Station

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
TOTAL	7			

MOTION CARRIED

APPROVED

T. M. Franklin

Mayor

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.

Diane Rauh

City Clerk