

★ Roll Call Number

13-1766

Agenda Item Number

49 A

DATE November 4, 2013

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
SE 4TH & SHAW STREETS STORM WATER PUMP STATION  
\$ 2,112,500.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$2,112,500.00, executed by Story Construction Co., Patrick L. Geary, Chief Operating Officer, 300 South Bell Avenue, Ames, IA, 50010 dated November 4, 2013, for the construction of the following improvement:

SE 4th & Shaw Streets Storm Water Pump Station, 08-2011-006  
08-DRIEF-258

The Improvement includes the construction of a stormwater pump station that includes two (2) pumps, also all labor, material and equipment necessary for excavation and backfill, force mains, connection to and modification of gatewell structure, control building, mechanically cleaned bar screen, standby generator, earthwork, sitework along with the necessary recreation trail realignment, and miscellaneous associated work including cleanup and other incidental items; all in accordance with the contract documents including Plan File Nos. 553-180/203 at 626 SE 4th 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, bond, and certificate of insurance acceptable to the Engineering and Legal 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, bond, and certificate of insurance acceptable to the Engineering and Legal Departments, 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 Permission to Sublet form, from said Contractor requesting permission to sublet designated items, be and is hereby approved, subject to receipt of the contract, bond, and certificate of insurance acceptable to the Engineering and Legal Departments; and each subcontractor is hereby granted permission to work on said improvement.

★ **Roll Call Number**

13-1766

**Agenda Item Number**

49 A

DATE November 4, 2013

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.

(City Council Communication Number 13-535 attached)

Moved by Mahaffey to adopt.

FORM APPROVED Kathleen Vanderpool  
Kathleen Vanderpool  
Deputy City Attorney

Funding Source: 2013-2014, Page Storm - 14, Storm Water Pump Station, SE 4th Street to SE 9th Street, SM132, Being:

\$2,000,000 in HUD Disaster funds from the Iowa Department of Economic Development for 100% of construction costs associated with the S.E. 4th Street Stormwater Pump Station (\$2,000,000 maximum) in Federal Jumpstart Infrastructure Assistance funds, \$40,000 in Stormwater Utility Funds from SM132, and the remaining \$72,500 in Stormwater Utility Funds to be transferred from Des Moines River Flood Mitigation

*JEB* Improvements, SM087

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MOORE	✓			
TOTAL	6			

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