

★ Roll Call Number

14-0440

Agenda Item Number

42A

DATE March 10, 2014

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
S.W. 9TH STREET WIDENING - TITUS AVENUE TO KENYON AVENUE
\$ 2,169,385.85

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$2,169,385.85, executed by Concrete Technologies, Inc., Brad Baumler, President, 3809 109th Street, Suite D, Urbandale, IA, 50322 dated March 10, 2014, for the construction of the following improvement:

S.W. 9th Street Widening - Titus Avenue to Kenyon Avenue, 06-2011-003

CS-TSF-1945(750)--85-77, HSIP-1945(789)--8X-77, STP-U-1945-(797)--70-77

The improvement includes reconstruction of S.W. 9th Street with 10-inch thick full-depth portland cement concrete; together with pavement removal, excavation, storm drainage, subdrain, subbase placement, driveways, sidewalks, sodding, and miscellaneous associated work including cleanup; in accordance with the contract documents, including Plan File Nos. 548-068/206, on S.W. 9th Street - Titus Avenue to Kenyon Avenue, 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.

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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.

(City Council Communication Number 14-097 attached)

Moved by Hensley to adopt.

FORM APPROVED Kathleen Vanderpool
 Kathleen Vanderpool
 Deputy City Attorney

Funding Source: 2013-2014 CIP, Page Street - 39, SW 9th Street Widening - Titus Avenue to Keyon Avenue, ST246, Being:
 \$600,000 (maximum) in Highway Safety Improvement Program (HSIP) funds being 90% eligible construction costs under IDOT Project No. HSIP-1945(789)--8X-77; and \$1,029,212.74 (\$1,290,000 maximum) in Federal Surface Transportation Program (STP) funds being 80% eligible construction costs under IDOT Project No. STP-U-1945-(797)--70-77; and \$323,969.86 (\$500,000 maximum) in Iowa DOT Traffic Safety Funds under IDOT Project No. CS-TSF-1945(750)--85-77 for eligible construction costs; and the remaining \$216,203.25 from Des Moines Water Works for water main construction

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MOORE	✓			
TOTAL	7			

MOTION CARRIED APPROVED
T. M. Franklin Cownie
 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