



Roll Call Number

Agenda Item Number

20-1986

69A

DATE November 23, 2020

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
HAMILTON DRAIN STORM WATER IMPROVEMENTS PHASE 1
\$2,160,616.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$2,160,616.00, executed by S. M. Hentges & Sons Inc., Steven M. Hentges, President, 650 Quaker Avenue, Suite 200, Jordan, MN, 55352 dated November 23, 2020, for the construction of the following improvement:

Hamilton Drain Storm Water Improvements Phase 1, 082019012

The improvement includes construction of an underground storm water detention basin and an above ground detention basin, storm sewer, and parking lot reconstruction including: Portland Cement Concrete (PCC) pavement, Hot Mix Asphalt (HMA) paving, removals, earthwork, water main adjustments, storm sewers, intakes, traffic control, fencing, site furnishings, plantings, erosion control, and surface restoration; all in accordance with the contract documents, including Plan File Nos. 620-057/115, near the intersections of Amherst Street/E. Shawnee Avenue and E. Oak Park Avenue/E. 12th 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.



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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.

(City Council Communication Number 20-519 attached)

Moved by Westergaard to adopt.

FORM APPROVED s/Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

SLN

Funding Source: 2020-2021 CIP, Page Storm- 10, Hamilton Drainage Area Improvements, SM133, Being: \$2,063,283.50 in Storm Water Utility funds, and the remaining \$97,332.50 from Des Moines Water Works

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			

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.

MOTION CARRIED APPROVED

J. M. ...
Mayor

P. Kay Cmelik

City Clerk