



**Roll Call Number**

22-0836

**Agenda Item Number**

48(A)

DATE May 23, 2022

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
2022 SIDEWALK REPLACEMENT PROGRAM  
\$239,900.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$239,900.00, executed by Pillar Inc, Matt Klucas, CEO, 906 W 18th St, Suite A, Nevada, IA, 50201 dated May 23, 2022, for the construction of the following improvement:

2022 Sidewalk Replacement Program, 092022003

The improvement includes reconstruction of brick sidewalks, Class A and Class B Portland Cement Concrete (PCC) sidewalks of varying thicknesses including all appurtenances, in accordance with the contract documents, at various city-wide locations in Des Moines, Iowa. Sidewalks will be replaced at locations inspected by the Engineering Department. Curb ramps that are in compliance with the requirements of the Americans with Disabilities Act of 1990 will also be constructed in the vicinity where sidewalks will be replaced

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 22-239 attached)

Moved by Mandelbaum to adopt. Second by Boesen

FORM APPROVED

FUNDS AVAILABLE

s/ Kathleen Vanderpool  
Kathleen Vanderpool  
Deputy City Attorney

s/Nickolas J. Schaul  
Nickolas J. Schaul  
Director of Finance

Funding Source: 2022-23 CIP, Page 169, Sidewalk Replacement, SW084, G.O. Bonds

SLN  
PW

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO				✓
MANDELBAUM	✓			
SHEUMAKER	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	6			1

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. Frankin Cownie  
Mayor

P. Kay Cmelik  
City Clerk