



Roll Call Number

22-1472

Agenda Item Number

70A

DATE September 12, 2022

**APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
2022 SEWER LINING PROGRAM
\$2,945,436.19**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$2,945,436.19, executed by Municipal Pipe Tool Company, LLC, Mark Kaler, Manager, 515 5th Street, PO Box 398, Hudson, IA, 50643 dated September 12, 2022, for the construction of the following improvement:

2022 Sewer Lining Program, 072022007

The improvement includes the rehabilitation of approximately 12,000 lineal feet of 8-inch through 48-inch diameter sanitary sewers with cured-in-place pipe (CIPP) lining, bypass pumping, sewer cleaning and televising, sewer spot repairs, sewer spot lining, manhole rehabilitation, and other related items; all in accordance with the contract documents, including Plan File Number 643-161/181, at the following locations: Fleur Drive, Grand Avenue, Ingersoll Avenue, 42nd Street, Allison Avenue, Ravina Drive, Waverly Drive, Riverview Drive, Oak Park Avenue, 16th Street, Clinton Avenue, Madison Avenue, 9th Street, 6th Avenue, 8th Street, 1st Street, Bowdoin Street, 3rd Street, Columbia Street, Cornell Street, Hull Avenue, Creston Avenue, and Meredith Drive, in 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.



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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.

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 22-410 attached)

Moved by Boesen to adopt. Second by Gatto

FORM APPROVED

FUNDS AVAILABLE

s/ Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

Nickolas J. Schaul
Nickolas J. Schaul
Director of Finance

Funding Source: 2022-23 CIP, Page 93, Sanitary Sewer Lining and Repairs, SS049, Being: \$2,630,800 American Rescue Plan Act (ARPA) Funding and \$314,636.19 Storm Water Utility Funds from SM057

SLN_{pw}

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
MANDELBAUM	✓			
SHEUMAKER	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			
MOTION CARRIED				APPROVED

I, Laura Baumgartner, 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.

J. M. Franklin Cownie
Mayor

Laura Baumgartner
City Clerk