Date October 23, 2023

APPROVAL OF CONTRACT AND BOND ON
AURORA AVENUE LANE MODIFICATIONS FROM BEAVER AVENUE TO MERLE HAY ROAD
$991,957.60

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of $991,957.60, executed by InRoads, LLC, Joseph J. Manatt, CEO, 4761 NE 20th Lane, Des Moines, IA, 50313 dated October 23, 2023, for the construction of the following improvement:

> Aurora Avenue Lane Modifications from Beaver Avenue to Merle Hay Road, Activity ID 042023012
>
> The improvement includes placement of a new High-Intensity Activated CrossWalK (HAWK) pedestrian signal, Portland Cement Concrete (PCC) curb and gutter bump-outs, new PCC raised medians, and pavement markings to reconfigure the traffic patterns. Also, the improvements include scarification of existing asphalt street, furnish and place Hot Mix Asphalt (HMA), traffic control, and other incidental items, all in accordance with the contract documents, including Plan File No. 655-194/247, on Aurora Avenue from Beaver Avenue to Merle Hay Road, 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 City Engineer is hereby authorized to approve requests to sublet work from the Contractor, 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.

Roll Call Number

23-1499

Agenda Item Number

76 A

Date October 23, 2023

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.

(Council Communication No. 23-459 attached)

Moved by _Boesen_ to adopt. Second by _Gatto_

FORM APPROVED:

s/Kathleen Vanderpool

Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE:

s/Nickolas J. Schaul

Nickolas J. Schaul
Director of Finance

SLN

Funding Source: 2023-24 CIP, Page 124, Active Transportation, ST269, Being: $16,957.60 G.O. bonds, $500,000 in G.O. bonds transferred from ST003, $150,000 in G.O. bonds transferred from ST287, and the remaining $325,000 in G.O. bonds transferred from ST263

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

MOTION CARRIED   APPROVED

T. M. Franklin Cownie Mayor

CERTIFICATE

I, Laura Baumgartner, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, 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.

Laura Baumgartner _____ City Clerk