



Roll Call Number

23-1794

Agenda Item Number

55A

Date December 18, 2023

**APPROVAL OF CONTRACT AND BOND ON
2ND AVENUE RECONSTRUCTION FROM UNIVERSITY TO THE DES MOINES RIVER
\$17,148,218.80**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$17,148,218.80, executed by Synergy Contracting, LLC, Jesse Rognes, President, 7481 US HWY 65/69, Des Moines, IA, 50320 dated December 18, 2023, for the construction of the following improvement:

2nd Avenue Reconstruction from University to the Des Moines River, Activity ID 062020001

The improvement includes the reconstruction of 2nd Avenue with Portland Cement Concrete (PCC) curb and gutter, 12-inch thick Hot Mix Asphalt (HMA) paving, modified subbase, PCC sidewalks and driveways, retaining wall, pavement removal, storm sewer, intakes, subdrain, sanitary sewer, water main, traffic signalization, pavement markings, traffic control, restoration, seeding, sodding, and miscellaneous associated work to complete the project, all in accordance with the contract documents, including Plan File No. 657-165/447, located along 2nd Avenue from University Avenue to the Des Moines River, 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.

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.



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(Council Communication No. 23-557 attached)

Moved by Voss to adopt. Second by Gatto

FORM APPROVED:

FUNDS AVAILABLE:

s/Kathleen Vanderpool

s/Nickolas J. Schaul

Kathleen Vanderpool
Deputy City Attorney

Nickolas J. Schaul
Director of Finance

SLN pu

Funding Source: 2023-24 CIP, Page 130, Roadway Reconstruction - Second Avenue, ST277, Being: \$500,000 (Max) in Iowa DOT Traffic Safety Improvement Funds under CS-TSF-1945(871)--85-77, \$9,000,000 in T.I.F Bonds, \$2,713,541.80 in T.I.F Bonds to be issued, \$2,000,000 in Sanitary Sewer Funds, \$275,000 in Sanitary Sewer Funds to be transferred, and the remaining \$2,659,677 from Des Moines Water Works

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, COLEMAN, GATTO, MANDELBAUM, VOSS, WESTERGAARD, and TOTAL.

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.

Signature of J. M. Franklin Cownie, Mayor

Signature of Laura Baumgartner, City Clerk