



Date January 22, 2024

**APPROVAL OF CONTRACT AND BOND ON
STONE PARK IMPROVEMENTS
\$2,132,414.66**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$2,132,414.66, executed by Caliber Concrete, LLC, Jason Martin, Owner, 309 Audubon Street, Adair, IA, 50002 dated January 22, 2024, for the construction of the following improvement:

Stone Park Improvements, Activity ID 112023004

The improvement includes the construction of new Portland Cement Concrete (PCC) pickleball and futsal courts, sprayground, sidewalks, basketball court rehabilitation, acrylic finishing, playground equipment, tiled surfacing, segmental retaining wall, site furnishings and associated improvements including the installation of a water service line, water spray features, concrete paving, beam curb, drainage piping, earthwork, and restoration, all in accordance with the contract documents including Plan File No. 658-001/064, located in Stone Park, 2100 SE 5th 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 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.



Roll Call Number

24-0144

Agenda Item Number

49 (A)

Date January 22, 2024

(Council Communication No. 24-033 attached)

Moved by Gatto to adopt. Second by Voss

FORM APPROVED:

FUNDS AVAILABLE:

s/Kathleen Vanderpool

s/Nickolas J. Schaul

Kathleen Vanderpool
Deputy City Attorney

Nickolas J. Schaul
Director of Finance

Funding Source: 2023-24 CIP, Page 71, Sprayground Improvements, PK034, Being: \$1,075,000
General Fund via ARPA transfer; \$138,857.28 Local Option Sales and Services Tax; and CIP
page 74, Park Improvements, PK137, being: \$172,557.90 GO Bonds, \$164,999.48 Land and
Water Conservation Fund (LWCF) funding from the National Park Service (NPS), and \$581,000
Private Contributions

SLN

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

CONCURRENCE CARRIED APPROVED
Connie Boeser 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