



**Roll Call Number**

24-0532

**Agenda Item Number**

47A

**Date** April 01, 2024

**APPROVAL OF CONTRACT AND BOND ON  
LEVEE TRAIL RECONSTRUCTION FROM NORTH VALLEY DRIVE TO 63RD STREET  
\$340,976.40**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$340,976.40, executed by Caliber Concrete, LLC, Jason Martin, Owner, 309 Audubon Street, PO Box 248, Adair, IA, 50002 dated April 01, 2024, for the construction of the following improvement:

Levee Trail Reconstruction from North Valley Drive to 63rd Street, Activity ID 112023009

The improvement includes the installation of a Portland Cement Concrete (PCC) trail, pavement removal, park benches, seeding, traffic control, and other related items in accordance with the contract documents including Plan File No. 662-020/042, located on the existing levee between North Valley Drive and 63rd Street in Des Moines, IA

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

24-0532

Agenda Item Number

47A

Date April 01, 2024

(Council Communication No. 24-145 attached)

Moved by Mandelbaum 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<sub>pw</sub>

Funding Source: 2023-24 CIP, Page 72, Multi-Use Trails, PK045, Being: General Fund made possible with American Rescue Plan Act (ARPA) funds

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN	✓			
COLEMAN	✓			
GATTO	✓			
MANDELBAUM	✓			
SIMONSON	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			

MOTION 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