

DATE February 12, 2007

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
12TH STREET STORM SEWER - CHERRY TO HIGH STREETS
\$ 2,228,690.10

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$2,228,690.10, executed by The Underground Company, Ltd., Duane Burkhardt, President, 12245 Dakota Street, Carlisle, IA, 50047 dated February 12, 2007, for the construction of the following improvement:

12th Street Storm Sewer - Cherry to High Streets, 08-2006-008

The improvement includes construction of storm and sanitary sewer including intakes, manholes and jacked pipe, pavement removal and replacement, HMA overlay, removal and replacement of sidewalks and driveways, relocation of water mains, landscaping, traffic control and other incidental items; in accordance with the contract documents including Plan File Nos. 470-131/149 on 12th Street from Cherry Street to south of High 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. The attached "Contractor's Anticipated DBE Utilization" shows the Contractor's efforts to solicit DBE Participation in accordance with the Disadvantaged Business Enterprise 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, and the City Clerk, be and is hereby authorized and directed to attest to same.

BE IT FURTHER RESOLVED: That the City Clerk be and is hereby authorized and directed to return the Contractor's bid security.

BE IT FURTHER RESOLVED: That the attached communication from said Contractor requesting permission to sublet designated items and the attached Permission to Sublet form, be and are hereby approved subject to each subcontractor's compliance with the City of Des Moines Contract Compliance Program. The City Manager is hereby directed to sign said Permission to Sublet form granting permission for said listed subcontractor to work on said improvement upon each subcontractor's compliance with the City of Des Moines Contract Compliance Program as monitored by the Engineering Department.

★ **Roll Call Number**

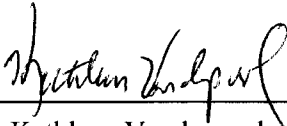
Agenda Item Number

68A

DATE February 12, 2007

BE IT FURTHER RESOLVED: That the Des Moines Finance Director 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.

Moved by _____ to adopt.

FORM APPROVED 
 Kathleen Vanderpool
 Deputy City Attorney

DFB Funding Source: 2006-2007 CIP, Page Storm-16, Twelfth Street Storm Sewer, STE076, Various Funding, Being: \$2,187,218.10 in Storm Water Utility Funds from STE076 and estimated \$41,472.00 from Des Moines Water Works (DMWW to pay the actual cost costs associated with Bid Item Nos. 47, 48, and 49)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				

MOTION CARRIED APPROVED

 Mayor

I, Diane Rauh, 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.

 City Clerk



68A

CONTRACTOR'S ANTICIPATED DBE UTILIZATION
12th Street Storm Sewer - Cherry to High Streets

Activity ID 08-2006-008

On January 30, 2007, The Underground Company, Ltd., Duane Burkhardt, President, 12245 Dakota Street, Carlisle, IA 50047 submitted a proposal for construction of the 12th Street Storm Sewer - Cherry to High Streets, Activity ID 08-2006-008, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$2,228,690.10. The proposal included a statement that the Disadvantaged Business Enterprise (DBE) Program shall apply to this project.

The Engineering Department has prepared this report summarizing the information that The Underground Company, Ltd., has submitted indicating that it anticipates utilizing the following DBE companies on this project:

<u>DBE Name</u>	<u>Description of Work</u>	<u>Estimated Amount</u>
<u>Bonnies Barricades</u>	<u>Traffic Control</u>	<u>\$9,525.00</u>
	Estimated DBE Participation	<u>\$9,525.00</u>
	The Underground Company, Ltd. Amount	<u>\$2,228,690.10</u>
	Percentage of DBE Participation	<u>0.43%</u>

68A

PERMISSION TO SUBLET

Project 12th Street Storm Sewer – Cherry to High Streets **Date** February 5, 2007

Contractor The Underground Co. Ltd. **Contract No.** 14247

Federal Tax ID 42-1281051 **Activity ID** 08-2006-008

ITEM TO BE SUBLET	ORGANIZATION TO PERFORM WORK	STATE IF ORGANIZATION IS DBE	COST OF WORK TO BE SUBLET
Pipe Jacking	Iowa Trenchless PO Box 846 Panora, IA. 50216 Jason Clark 515 210-4692 Federal Tax ID 76-0719098	No	\$186,580.00
Traffic Control	Bonnie's Barricades 1547 Michigan Street Des Moines, IA. 50314 Gary Hodges 515 282-8877 Federal Tax ID 42-1250395	Yes	\$9,525.00
Erosion Control	Soil Tech 4400 NE 14 th Street Des Moines, IA. 50313 Brian Denham 515 244-7474 Federal Tax ID 20-0521477	No	\$6,085.00
Survey	Snyder & Associates 2727 SW Snyder Blvd. Ankeny, IA. 50023 Merlin Davis 515 964-2020 Federal Tax ID 42-1379015	No	\$12,000.00
HMA Paving & Milling	Des Moines Asphalt & Paving Co. 5550 NE 22 nd Street Des Moines, IA. 50313 Jeff Chapman 515 262-8296 Federal Tax ID 35-2144066	No	\$120,955.00
Pavement Markings	Dennis Parking Lot Maintenance PO Box 3031 Des Moines, IA. 50316 John Rasty 515 289-1370 Federal Tax ID 42-1251528	No	\$5,650.00

Clearing & Grubbing	JC's Tree Service 10654 Southwold Road Des Moines, IA. 50320 515 285-7200 Federal Tax ID No certificate needed	No	\$950.00
Cost of Items Sublet This Request			<u>\$341,745.00</u>
Cost of Items Previously Sublet			<u>\$0.00</u>
Total Cost of Items Sublet			<u>\$314,745.00</u>
Cost of Specialty Items		<u>\$0.00</u>	
(a) Total Cost of Sublet Items Less Specialty Items			<u>\$314,745.00</u>
Total Contract Amount		<u>\$2,228,690.10</u>	
(b) Total Contract Amount Less Specialty Items			<u>\$2,228,690.10</u>
Percentage of Contract to be Sublet (a ÷ b)			15.33%

Permission is subject to subcontractors' compliance with the City of Des Moines Contract Compliance Program, and clearance of subcontractors by the Engineering Department is required prior to their starting work. Permission is given with the understanding that the prime contractor shall be held responsible for the subcontractor's full compliance of all terms of the contract.

Attachment: Contractor's Letter
Requesting Subletting



City Engineer

5 FEB 07

Date

Form Routing: Project Engr. - City Engr. -
Engr. Admin. - City Clerk/City Manager -
Engr. Admin. - Distribution

City Manager

Date

Form Distribution: Original - Project File
Copy - Project Engineer
Copy - Prime Contractor

ENG. 90-59

Roll Call No.

Date

68A



12245 Dakota Street
Carlisle, IA 50047
(515) 282-8455
Fax: (515) 282-8465

February 2, 2007

City of Des Moines Engineering Department
Attn. Mark Hutchens
City Hall
400 East First Street
Des Moines, Iowa 50309

Project: 12th Street Storm Sewer – Cherry to High Streets
Act. I.D.: 08-2006-008

RE: Request to Subcontract

We respectfully request your approval of the following subcontractors for the above referenced project.

Iowa Trenchless
Attn. Jason Clark
PO Box 846
Panora, Iowa 50216
PH: 515-210-4692
Fax: 641-755-4361
(Pipe Jacking)
\$186,580.00
Tax ID #76-0719098

Bonnie' Barricades
Attn. Gary Hodges
1547 Michigan Street
Des Moines, Iowa 50314
PH: 515-282-8877
Fax: 515-282-4620
(Barricades)
\$9,525.0
Tax ID #42-1250395

Soil Tech
Attn. Brian Denham
440 NE 14th Street
Des Moines, Iowa 50313
PH: 515-244-7474
Fax: 515-299-5522
(Erosion Control)
\$6,085.00
Tax ID #20-0521477

68A

Snyder & Associates
Attn. Merlin Davis
2727 SW Snyder Blvd.
Ankeny, Iowa 50023
PH: 515-964-2020
Fax: 515-965-1629
(Survey)
\$12,000.00
Tax ID #42-1379015

Des Moines Asphalt and Paving Company
Attn. Jeff Chapman
5550 NE 22nd Street
Des Moines, Iowa 50313
Phone: 515-282-8296
Fax: 515-262-5813
(ACC Paving and Milling)
\$120,955.00
Tax ID #35-2144066

Dennis Parking Lot and Maintenance
Attn. John Rasty
PO Box 3031
Des Moines, Iowa 50316
Phone: 515-289-1370
Fax: 515-289-1373
(Pavement Markings)
\$5,650.00
Tax ID #42-1251528

JC's Tree Service
10654 Southwold Road
Des Moines, Iowa 50320
Phone: 515-285-7200
Fax: 515-287-2508
(Tree Removal)
\$950.00
No Tax Exempt Needed

Please feel free to give me a call at 323-3185 with any questions or comments. Thank you for your time.

Respectfully,

The Underground Company, Ltd.
Chris Burkhardt
Project Manager