

DATE March 10, 2008

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
1624 PENNSYLVANIA AVENUE STORM SEWER REPAIR  
\$ 79,827.50

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$79,827.50, executed by Reilly Construction Company, Inc., Chris R. Reilly, President, 110 Main Street, PO Box 99, Ossian, IA, 52161 dated March 10, 2008, for the construction of the following improvement:

1624 Pennsylvania Avenue Storm Sewer Repair, 08-2008-003

The improvement includes the construction of a 42" storm sewer, manhole, headwall, grading work, restoration, and related work; in accordance with the contract documents including Plan File Nos. 487-114/128 at the existing storm sewer between the intersection of E. Washington Avenue and Pennsylvania Avenue and the Des Moines River

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/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, 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.

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

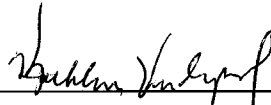
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DATE March 10, 2008

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

 Funding Source: 2007-2008 CIP, Page Storm-5, City-wide Storm Water Utility Projects, STE057, Storm Water Utility Funds

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

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Department of Engineering  
City of Des Moines, Iowa



**CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION**  
**1624 Pennsylvania Avenue Storm Sewer Repair**

**Activity ID 08-2008-003**

On February 26, 2008, Reilly Construction Company, Inc., Chris R. Reilly, President, 110 Main Street, PO Box 99, Ossian, IA 52161 submitted a proposal for construction of the 1624 Pennsylvania Avenue Storm Sewer Repair, Activity ID 08-2008-003, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$79,827.50. The proposal included a statement that the Disadvantaged Business Enterprise/Targeted Small Business (DBE/TSB) Program shall apply to this project.

The Engineering Department has prepared this report summarizing the information that Reilly Construction Company, Inc., has submitted indicating that it anticipates utilizing the following DBE/TSB companies on this project:

<u>DBE/TSB Name</u>	<u>Description of Work</u>	<u>Estimated Amount</u>
Bonnies Barricades	Traffic Control	\$100.00
Leader Construction Company	PCC Sidewalks & Driveways	\$1,750.00
	Estimated DBE/TSB Participation	\$1,850.00
	Reilly Construction Company, Inc. Amount	\$79,827.50
	Percentage of DBE/TSB Participation	2.32%

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**PERMISSION TO SUBLET**

Date March 4, 2008  
 Project 1624 Pennsylvania Avenue Storm Sewer Repair Contract No. 14346  
 Contractor Reilly Construction Company, Inc. Activity ID 08-2008-003  
 Federal Tax ID 42-0818173 Project No. \_\_\_\_\_

<u>ITEM TO BE SUBLET</u>	<u>ORGANIZATION TO PERFORM WORK</u>	<u>STATE IF ORGANIZATION IS DBE</u>	<u>COST OF WORK TO BE SUBLET</u>
Item #'s 22	Bonnies Barricades 1547 Michigan Street Des Moines, Iowa 50314 515-282-8877 #42-1250395	Yes	\$100.00
Item #'s 16, 17, 19, & 20	Soil Tek 4400 NE 14th Street Des Moines, Iowa 50313 515-244-7474 #20-0521477	No	\$3,208.50
Item #'s 12 & 13	Leader Construction 1540 Thompson Street Des Moines, Iowa 50316 515-262-3141 #42-1297767	Yes	\$1,750.00

Cost of Items Sublet This Request		\$5,058.50
Cost of Items Previously Sublet		\$0.00
Total Cost of Items Sublet		\$5,058.50
Cost of Specialty Items	\$0.00	
(a) Total Cost of Sublet Items Less Specialty Items		\$5,058.50
Total Contract Amount	\$79,827.50	
(b) Total Contract Amount Less Specialty Items		\$79,827.50
Percentage of Contract to be Sublet (a ÷ b)		6.34%

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 subcontractors' full compliance of all terms of the contract.

Attachment: Contractor's Letter Requesting Subletting

  
 \_\_\_\_\_  
 City Engineer

4 MAR 08  
 \_\_\_\_\_  
 Date

Form Routing: Project Engr. \_\_\_\_\_  
 City Engr. \_\_\_\_\_  
 Engr. Admin. \_\_\_\_\_ City Manager \_\_\_\_\_ Date \_\_\_\_\_  
 City Clerk/City Manager \_\_\_\_\_  
 Engr. Admin. \_\_\_\_\_  
 Distribution \_\_\_\_\_ Roll Call No. \_\_\_\_\_ Date \_\_\_\_\_