



**Roll Call Number**

---

**Agenda Item Number**

59A

DATE March 20, 2006

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
CLOSES CREEK WATERSHED - 26TH STREET DETENTION AND STORM IMPROVEMENTS  
\$ 2,836,999.99

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$2,836,999.99, executed by Elder Corporation, Jared R. Elder, President, 5088 E. University Avenue, Des Moines, IA, 50327 dated March 20, 2006, for the construction of the following improvement:

Closes Creek Watershed - 26th Street Detention and Storm Improvements, 08-2005-007

Construction of a detention basin (including an earth dam with primary and emergency spillways), relocating sanitary sewer, a 10' X 7' reinforced concrete box culvert extension, and other incidental items; in accordance with the contract documents, including Plans File Nos. 458-053/093, on the Closes Creek Watershed in the general area of 26th Street and Hickman Road

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**

59A

DATE March 20, 2006

BE IT FURTHER RESOLVED: That the Assistant City Manager/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: 2006-2007 CIP, Page STE-7, Closes Creek Watershed Improvements, STE068, Storm Water Utility Funds



COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BROOKS				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
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

59A

Department of Engineering  
City of Des Moines, Iowa



**CONTRACTOR'S ANTICIPATED DBE UTILIZATION**  
**Closes Creek Watershed - 26th Street Detention and Storm Improvements**

**Activity ID 08-2005-007**

On March 7, 2006, Elder Corporation, Jared R. Elder, President, 5088 E. University Avenue, Des Moines, IA 50327 submitted a proposal for construction of the Closes Creek Watershed - 26th Street Detention and Storm Improvements, Activity ID 08-2005-007, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$2,836,999.99. 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 Elder Corporation, 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>
Bonnies Barricades	Traffic Control	\$475.00
Leader Construction Company	Concrete Work	\$29,053.40
	Estimated DBE Participation	\$29,528.40
	Elder Corporation Amount	\$2,836,999.99
	Percentage of DBE Participation	1.04%