

DATE March 23, 2009

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
2009 SEWER LINING PROGRAM
\$4,187,362.50

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$4,187,362.50, executed by Insituform Technologies USA, Inc., J. Joseph Burgess, President & CEO, 17988 Edison Avenue, Chesterfield, MO, 63005 dated March 23, 2009, for the construction of the following improvement:

2009 Sewer Lining Program, 07-2009-003

The improvement includes renovation of 33,000 lineal feet of 8" through 60" diameter sanitary and storm sewers with cured-in-place pipe (CIPP), by-pass pumping, manhole rehabilitation, and other related items; all in accordance with the contract documents, including Plan File Nos. 495-065/084 at the following locations in Des Moines, Iowa:

- Grand Avenue from the Des Moines River to 3rd Street
- 3rd Street from Grand Avenue to Watson Powell Way
- Watson Powell Way from 3rd Street to 7th Street
- 7th Street from Watson Powell Way to Park Street
- Park Street from 7th Street to 9th Street
- 9th Street from Keosauqua Way to 200' South
- Grand Avenue from 9th Street to 10th Street
- 9th Street from Grand Avenue to Walnut Street
- Robert D. Ray Drive from E. Grand Avenue to 1200' North
- Robert D. Ray Drive @ 1200' North of E. Grand Avenue to 400' East
- E. Grand Avenue from Pennsylvania Avenue to 1000 Block
- E. Walnut Street from E. 4th Street to Kasson Street
- E. Court Avenue from Robert D. Ray Drive to E. 7th Street
- Railroad Right of Way @ 63rd Street and Grand Avenue to 3000' S.E.
- Railroad Right of Way from Carlisle Road, West of S.E. 43rd Street to 5200' to the Northwest
- 45th Street @ Greenwood Park to 3600' South to Railroad Tracks
- Capitol Avenue from E. 14th Street to E. 15th Street
- Between Watrous Avenue, Trowbridge Street, S.E. 5th Street and S.E. 7th Street
- Boyd Street from E. 14th Street to 500' West
- Grandview Avenue from E. 14th Street to 500' West
- Jefferson Street from E. 12th Street to E. 13th Street
- Amick Avenue in the 4400 Block
- Adams Avenue @ 40th Place to 400' to the S.W.
- Rollins Avenue @ 28th Street
- 7th Street from Forest Avenue to Clark Street
- 42nd Street from Aurora Avenue to 700' North
- 1300 Block of Virginia Avenue to 1200 Block of Creston Avenue
- 3300 Block of Maish Avenue to 3300 Block of Wolcott Avenue
- Four Mile Creek, 1300' North of Douglas Avenue

★ **Roll Call Number**

Agenda Item Number

41A

DATE March 23, 2009

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

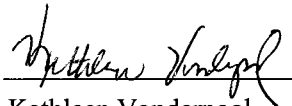
41A

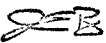
DATE March 23, 2009

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: 2009-2010 CIP, Page Sanitary-11, Lining Sanitary Trunk and Lateral Sewers, SAE049, Being: \$3,950,562.50 in Sanitary Sewer Funds from SAE049 and \$236,800.00 in Storm Water Utility Funds from City-Wide Storm Water Utility Program, Page Storm-4, STE057

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

CERTIFICATE

I, DIANE RAUH, 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.

 Mayor

 City Clerk

41A

Department of Engineering
City of Des Moines, Iowa



CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION

2009 Sewer Lining Program

Activity ID 07-2009-003

On March 10, 2009, Insituform Technologies USA, Inc., J. Joseph Burgess, President & CEO, 17988 Edison Avenue, Chesterfield, MO 63005 submitted a proposal for construction of the 2009 Sewer Lining Program, Activity ID 07-2009-003, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$4,187,362.50. 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 Insituform Technologies USA, 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	\$12,917.00
Paco's Construction, LLC	Concrete Work	\$3,300.00
	Estimated DBE/TSB Participation	\$16,217.00
	Insituform Technologies USA, Inc. Amount	\$4,187,362.50
	Percentage of DBE/TSB Participation	0.39%