

DATE May 21, 2007

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
3400/3500 E 14TH STREET STORM SEWER REPAIRS  
\$ 85,100.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$85,100.00, executed by Van Hauen & Associates, Inc., Mark Van Hauen, CEO/Vice President, 13185 Pineview Drive, Clive, IA, 50325 dated May 21, 2007, for the construction of the following improvement:

3400/3500 E 14th Street Storm Sewer Repairs, 08-2007-005

The improvement includes making spot repairs at 3 locations to the 15" VCP storm sewer in E. 14th St. (US 69) between E. Euclid Ave. and Ovid Ave.; together with pavement removal, excavation, sewer internal cleaning and video inspection, traffic control, and miscellaneous associated work including cleanup; in accordance with the contract documents, including Plan File Nos. 472-080/082, on 3400/3500 blocks of E. 14th Street

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.

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**

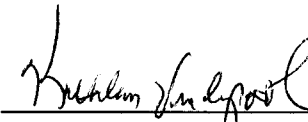
**Agenda Item Number**

55A


DATE May 21, 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

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



**CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION**  
**3400/3500 E 14th Street Storm Sewer Repairs**

**Activity ID 08-2007-005**

On May 8, 2007, Van Hauen & Associates, Inc., Mark Van Hauen, CEO/Vice President, 13185 Pineview Drive, Clive, IA 50325 submitted a proposal for construction of the 3400/3500 E 14th Street Storm Sewer Repairs, Activity ID 08-2007-005, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$85,100.00. 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 Van Hauen & Associates, 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>
<u>Bonnies Barricades</u>	<u>Traffic Control</u>	<u>\$3,783.00</u>
	Estimated DBE/TSB Participation	<u>\$3,783.00</u>
	Van Hauen & Associates, Inc. Amount	<u>\$85,100.00</u>
	Percentage of DBE/TSB Participation	<u>4.45%</u>

SSA

### PERMISSION TO SUBLET

Date May 11, 2007  
 Project 3400/3500 E 14th St Storm Sewer Repairs Contract No. 14273  
 Contractor Van Hauen & Associates, Inc. Activity ID 08-2007-005  
 Federal Tax ID 42-1103798 Project No. \_\_\_\_\_

ITEM TO BE SUBLET	ORGANIZATION TO PERFORM WORK	STATE IF ORGANIZATION IS DBE	COST OF WORK TO BE SUBLET
Traffic Control	Bonnie's Barricades 1547 Michigan Street Des Moines, IA 50314 (515) 282-8877 Federal Tax ID 42-1250395	Yes	\$3,783.00

Cost of Items Sublet This Request		\$3,783.00
Cost of Items Previously Sublet		\$0.00
Total Cost of Items Sublet		\$3,783.00
Cost of Specialty Items	\$0.00	
(a) Total Cost of Sublet Items Less Specialty Items		\$3,783.00
Total Contract Amount	\$85,100.00	
(b) Total Contract Amount Less Specialty Items		\$85,100.00
Percentage of Contract to be Sublet (a ÷ b)		4.45%

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

15 MAY 07  
\_\_\_\_\_  
Date

Form Routing: Project Engr.

City Engr. \_\_\_\_\_  
Engr. Admin. \_\_\_\_\_  
City Clerk/City Manager \_\_\_\_\_  
Engr. Admin. \_\_\_\_\_  
Distribution \_\_\_\_\_

\_\_\_\_\_  
City Manager

\_\_\_\_\_  
Date

\_\_\_\_\_  
Roll Call No.

\_\_\_\_\_  
Date

**PART F - ADDITIONAL REQUIREMENTS  
ITEM 2 - CONTRACT COMPLIANCE PROGRAM**

\_\_\_\_\_ hereby agrees to comply with the requirements of the City of Des Moines Contract Compliance Program, which is available from the City Engineer upon request or may be viewed at the following website <[http://www.dmgov.org/departments/ENG/Bid\\_Information/index.htm](http://www.dmgov.org/departments/ENG/Bid_Information/index.htm)>. Said program is comprised of two parts being the Equal Employment Opportunity (EEO) Program and Disadvantaged Business Enterprise/Targeted Small Business (DBE/TSB) Program. The EEO Program shall apply to all projects. Because of the nature of this project, the DBE/TSB Program,

shall not apply to this project, and the Bidder need not complete the Disadvantaged Business Enterprise/Targeted Small Business Pre-Bid Information.

shall apply to this project and the Bidder must complete the Disadvantaged Business Enterprise/Targeted Small Business Pre-Bid Information below. The City's 2007 Overall Annual DBE/TSB Goal is 4.5%, which represents a target that the City would like to achieve in including DBE/TSB participation on City contracts; and is not a mandatory goal for this project. The Bidder is encouraged to use its best efforts to meet, and if possible exceed the City's Overall Annual DBE/TSB Goal.

If the DBE/TSB Program applies to this project, the Bidder is required to provide the information showing Disadvantaged Business Enterprises and/or Targeted Small Business contacts made prior to the bid submission. This information is subject to verification and confirmation. Failure to make and disclose these pre-bid contacts shall cause the bid to be non-responsive and shall result in the bid not being read. The contacts made by the Bidder with potential DBE/TSB subcontractors/suppliers, the results thereof, and the DBE/TSB quotes used in preparation of the bid are listed below:

**DISADVANTAGED BUSINESS ENTERPRISE/TARGETED SMALL BUSINESS PRE-BID INFORMATION**

NAME OF DBE OR TSB SUBCONTRACTOR/SUPPLIER	CONTACT DATES	QUOTES RECEIVED		QUOTATION USED IN BID	
		YES/NO	DATE	YES/NO	PROPOSED AMOUNT TO BE SUBLET (\$)
Bonnie's Barricades	5 May 2007	YES	7 May 07	YES	3783. <sup>00</sup>

The Bidder may attach additional contact sheets, if necessary.

TOTAL TO BE SUBLET (\$)	3783. <sup>00</sup>
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