

DATE May 21, 2007

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
2007 BOX SEWER REHABILITATION PROGRAM
\$351,431.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$351,431.00, executed by Proshot Concrete, Inc., Timothy McDougle, President, 4158 Musgrove Drive, Florence, AL, 35630 dated April 23, 2007, for the construction of the following improvement:

2007 Box Sewer Rehabilitation Program, 08-2007-003

The improvement includes lining with "Shotcrete" and restoration of 70 LF of 8'x10' box culvert on E. Indianola Avenue between Olinda Avenue and E. Gray Street as well as lining of 700 LF of 5' x 10' box sanitary sewer on High Street between 22nd and 24th Streets in Des Moines, Iowa; all in accordance with the contract documents including Plan File Nos. 472-070/072

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.

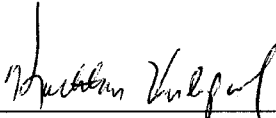
★ **Roll Call Number**

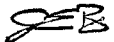
Agenda Item Number
8

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, Various Funding, Being: \$50,000 in Storm Water Utility Funds from STE057 for box culvert lining on E. Indianola Avenue, and \$301,431 in Sanitary Sewer Funds for box sanitary sewer lining on High Street from Page Sanitary-11, Lining Sanitary Trunk and Lateral Sewers, SAE049

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

MOTION CARRIED APPROVED

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.

 Mayor

 City Clerk

Department of Engineering
City of Des Moines, Iowa



CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION
2007 Box Sewer Rehabilitation Program

Activity ID 08-2007-003

On April 10, 2007, Proshot Concrete, Inc., Timothy McDougle, President, 4158 Musgrove Drive, Florence, AL 35630 submitted a proposal for construction of the 2007 Box Sewer Rehabilitation Program, Activity ID 08-2007-003, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$351,431.00. The proposal included a statement that the Disadvantaged Business Enterprise/Targeted Small Business (DBE/TSB) Program shall not apply to this project.

The Engineering Department has prepared this report summarizing the information that Proshot Concrete, 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>
None	N/A	\$0.00
	Estimated DBE/TSB Participation	\$0.00
	Proshot Concrete, Inc. Amount	\$351,431.00
	Percentage of DBE/TSB Participation	0.00%