

DATE June 4, 2007

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
EVELYN K. DAVIS PARK IMPROVEMENTS
\$ 349,999.99

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$349,999.99, executed by Elder Corporation, Jared R. Elder II, President, 5088 E. University Avenue, Des Moines, IA, 50327 dated June 4, 2007, for the construction of the following improvement:

Evelyn K. Davis Park Improvements, 11-2007-014

The improvement includes construction of a restroom addition, Spacenet Climber, shelter, basketball court, sidewalk, earthwork and plantings, all in accordance with the contract documents including Plan File Nos. 473-032/045 at Evelyn K. Davis Park, 1502 Forest Avenue, Des Moines, Iowa

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 Chief Deputy City Clerk, be and is hereby authorized and directed to attest to same.

BE IT FURTHER RESOLVED: That the Chief Deputy 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

60 A

DATE June 4, 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*
 Kathleen Vanderpool
 Deputy City Attorney

JEB Funding Source: 2007-2008 CIP, Page Park-8, Evelyn K. Davis Park Improvements, PKS168, Various Funding, Being: \$80,000 from a Community Attraction and Tourism (CAT) Grant, \$100,000 from Polk County, \$100,000 from Prairie Meadows, \$50,000 from United Way, and \$20,000 G.O. Bonds

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

MOTION CARRIED APPROVED

 Mayor

I, Jody Witmer, Chief Deputy 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.

 Chief Deputy City Clerk



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CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION

Evelyn K. Davis Park Improvements

Activity ID 11-2007-014

On May 22, 2007, Elder Corporation, Jared R. Elder II, President, 5088 E. University Avenue, Des Moines, IA 50327 submitted a proposal for construction of the Evelyn K. Davis Park Improvements, Activity ID 11-2007-014, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$349,999.99. 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 Elder Corporation, 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>\$1,365.00</u>
	Estimated DBE/TSB Participation	<u>\$1,365.00</u>
	Elder Corporation Amount	<u>\$349,999.99</u>
	Percentage of DBE/TSB Participation	<u>0.39%</u>