

DATE June 5, 2006

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
FLEUR DRIVE RESURFACING - RAILROAD VIADUCT TO M. L. KING JR. PARKWAY
\$ 457,044.94

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$457,044.94, executed by Des Moines Asphalt & Paving Co., Jim Gauger, President, P.O. Box 3365, 5550 NE 22nd Street, Suite 100, Des Moines, IA, 50316 dated June 5, 2006, for the construction of the following improvement:

Fleur Drive Resurfacing - Railroad Viaduct to M. L. King Jr. Parkway, 06-2005-003
STP-U-1945(696)--70-77

Placing new Hot Mix Asphalt (HMA) approximately 4.0 inches deep, patching localized pavement areas, installing pavement markings, and other incidental items; in accordance with the contract documents, including Plans File Nos. 461-029/046, on Fleur Drive from the Railroad Viaduct North 0.5 Mile to M.L. King Jr. Parkway.

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

50 A

DATE June 5, 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*
 Kathleen Vanderpool
 Deputy City Attorney

Funding Source: 2006-2007 CIP, Page Street-19, Fleur Drive Resurfacing - Gray's Lake Park Entrance to Army Post Road, STR199, Various Funding, Being:
 \$360,000 in Federal Surface Transportation Program (STP) funds for 80% of eligible construction contract cost (\$360,000 Maximum) with the remaining \$100,000 in G. O. Bonds

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



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CONTRACTOR'S ANTICIPATED DBE UTILIZATION
Fleur Drive Resurfacing - Railroad Viaduct to M. L. King Jr. Parkway

Activity ID 06-2005-003

On May 16, 2006, Des Moines Asphalt & Paving Co., Jim Gauger, President, P.O. Box 3365, 5550 NE 22nd Street, Suite 100, Des Moines, IA 50316 submitted a proposal for construction of the Fleur Drive Resurfacing - Railroad Viaduct to M. L. King Jr. Parkway, Activity ID 06-2005-003, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$457,044.94. The proposal included a statement that the Disadvantaged Business Enterprise (DBE) Program shall not apply to this project.

The Engineering Department has prepared this report summarizing the information that Des Moines Asphalt & Paving Co., 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>
<u>Bonnies Barricades</u>	<u>Traffic Control</u>	<u>\$6,342.00</u>
<u>Dormark Construction Company</u>	<u>Miscellaneous Concrete Work</u>	<u>\$5,858.00</u>
	Estimated DBE Participation	<u>\$12,200.00</u>
	Des Moines Asphalt & Paving Co. Amount	<u>\$457,044.94</u>
	Percentage of DBE Participation	<u>2.67%</u>