

DATE June 9, 2008

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
2008 SANITARY SEWER REPAIR PROGRAM
\$ 191,150.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$191,150.00, executed by The Underground Company, Ltd., Duane Burkhardt, President, 12245 Dakota Street, Carlisle, IA, 50047 dated June 9, 2008, for the construction of the following improvement:

2008 Sanitary Sewer Repair Program, 07-2008-003

The improvement includes construction of 10" and 12" sanitary sewer, removal and replacement of sanitary manholes, abandoning sanitary manholes, resealing sanitary manholes, installing manhole straps, pavement removal and replacement, and miscellaneous associated work including cleanup; in accordance with the contract documents, including Plan File Nos. 489-135/145, located at various locations within the City of Des Moines

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**

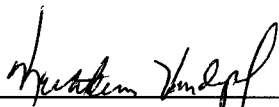
Agenda Item Number

75A

DATE June 9, 2008

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: 2008-2009 CIP, Page Sanitary-5, City-wide Sanitary Sewers, SAE054, Sanitary Sewer 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
2008 Sanitary Sewer Repair Program

Activity ID 07-2008-003

On May 28, 2008, The Underground Company, Ltd., Duane Burkhardt, President, 12245 Dakota Street, Carlisle, IA 50047 submitted a proposal for construction of the 2008 Sanitary Sewer Repair Program, Activity ID 07-2008-003, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$191,150.00. 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 The Underground Company, Ltd., 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>\$3,205.00</u>
	Estimated DBE/TSB Participation	<u>\$3,205.00</u>
	The Underground Company, Ltd. Amount	<u>\$191,150.00</u>
	Percentage of DBE/TSB Participation	<u>1.68%</u>

75 A

PERMISSION TO SUBLET

Date June 2, 2008

Project 2008 Sanitary Sewer Repair Program

Contract No. 14369

Contractor The Underground Company, Ltd.

Activity ID 07-2008-003

Federal Tax ID 42-1472902

Project No. _____

ITEM TO BE SUBLET	ORGANIZATION TO PERFORM WORK	STATE IF ORGANIZATION IS DBE	COST OF WORK TO BE SUBLET
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Item #'s 1,3, 15,	Bonnie' Barricades 1547 Michigan Street Des Moines, Iowa 50314 515-282-8877 Fed. ID: 42-1250395	Yes	\$3,205.00
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Item #'s 2,4,14,16	Grimes Asphalt and Paving Corp PO Box 139 Grimes, Iowa 50111 986-3649 Fed. ID: 42-1176884	No	\$15,550.00
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\$0.00

\$0.00

Cost of Items Sublet This Request	\$18,755.00
Cost of Items Previously Sublet	\$0.00
Total Cost of Items Sublet	\$18,755.00
Cost of Specialty Items	\$0.00
(a) Total Cost of Sublet Items Less Specialty Items	\$18,755.00
Total Contract Amount	\$191,150.00
(b) Total Contract Amount Less Specialty Items	\$191,150.00
Percentage of Contract to be Sublet (a ÷ b)	9.81%

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

John F. McKee

ACTING City Engineer

06/02/08

Date

Form Routing: Project Engr.

City Engr. _____
Engr. Admin. _____
City Clerk/City Manager _____
City Manager

Date

Engr. Admin. _____
Distribution _____
Roll Call No. _____

Date