

DATE July 12, 2010

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
LOWER UNION PARK SEWER SEPARATION
\$ 4,337,374.40

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$4,337,374.40, executed by Van Hauen & Associates, Inc., Brian Tancos, President, 1205 SW 37th Street, Grimes, IA, 50111 dated July 12, 2010, for the construction of the following improvement:

Lower Union Park Sewer Separation, 08-2010-008
08-DRI-033

This improvement includes approximately 9,300 linear feet of 12-inch through 60-inch storm sewer pipe, 880 linear feet of 12-inch through 20-inch sanitary sewer pipe, 24,000 square yards of PCC pavement, 1,500 tons of 2-inch HMA overlay, 1,800 square yards of PCC driveway, 3,450 square yards of PCC sidewalk, storm and sanitary manholes, intakes, sanitary sewer service line, erosion control, tree removal and protection, sewer abandonment and other related items; all in accordance with the contract documents, including Plan File Nos. 517-050/121. This project is located along Thompson Avenue from East Ninth Street to York Street, on East 12th Street and on East 13th Street from Thompson Avenue to Mattern Avenue, on East Washington Avenue from Pennsylvania Avenue to East Ninth Street, on East Ninth Street from East Washington Avenue to Garfield Avenue, on Cleveland Avenue from East Ninth Street to East 13th Street, on Garfield Avenue from East Ninth Street to East 12th Street, on East 13th Street from East Washington Avenue south 1/2 block, on East 15th Street from Garfield Avenue to East University Avenue and on East 13th Street from Morton Avenue to East Sheridan Avenue; all in the City of 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, subject to receipt of the contract, bond, and certificate of insurance acceptable to the Engineering and Legal Departments. 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, subject to receipt of the contract, bond, and certificate of insurance acceptable to the Engineering and Legal Departments, 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.

★ **Roll Call Number**

Agenda Item Number

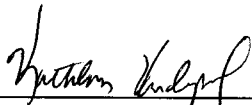
39A

DATE July 12, 2010


BE IT FURTHER RESOLVED: That the attached Permission to Sublet form, from said Contractor requesting permission to sublet designated items, be and is hereby approved, subject to receipt of the contract, bond, and certificate of insurance acceptable to the Engineering and Legal Departments; and each subcontractor is hereby granted permission to work on said improvement.

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: 2010-2011 CIP, Page Sanitary-7, CSS - Lower Union Park Sewer Separation Project, SAE126, Being:

 \$4,337,374.40 in HUD Disaster funds from the Iowa Department of Economic Development for 100% of construction costs associated with the Lower Union Park Sewer Separation with a \$5,000,000 maximum in Federal Jumpstart Infrastructure Assistance funds

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
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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Department of Engineering
City of Des Moines, Iowa



CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION

Lower Union Park Sewer Separation

Activity ID 08-2010-008

On June 29, 2010, Van Hauen & Associates, Inc., Brian Tancos, President, 1205 SW 37th Street, Grimes, IA 50111 submitted a proposal for construction of the Lower Union Park Sewer Separation, Activity ID 08-2010-008, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$4,337,374.40. 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>
None	N/A	\$0.00
	Estimated DBE/TSB Participation	\$0.00
	Van Hauen & Associates, Inc. Amount	\$4,337,374.40
	Percentage of DBE/TSB Participation	0.00%