

DATE July 28, 2008

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
2008 SIDEWALK REPLACEMENT PROGRAM
\$ 229,190.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$229,190.00, executed by Ti-Zack Concrete, Inc., Steve J. Rutt, President, 39352 221st Avenue, LeCenter, MN, 56057 dated July 28, 2008, for the construction of the following improvement:

2008 Sidewalk Replacement Program, 09-2008-002

The improvement includes reconstruction of Class A and Class B Portland cement concrete sidewalks four (4) inches thick, (six (6) inches thick at driveways), together with all appurtenances; in accordance with the contract documents at various locations City-wide. Sidewalk will be replaced at locations inspected by the Public Works Department. Handicapped accessible ramps will also be constructed in the vicinity where sidewalks will be replaced.

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

53 A

DATE July 28, 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*
 Kathleen Vanderpool
 Deputy City Attorney

M Funding Source: 2008-2009 CIP, Page Sidewalk-5, City-wide Sidewalk Replacement, STR084, G. O. Bonds

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



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CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION
2008 Sidewalk Replacement Program

Activity ID 09-2008-002

On July 15, 2008, Ti-Zack Concrete, Inc., Steve J. Rutt, President, 39352 221st Avenue, LeCenter, MN 56057 submitted a proposal for construction of the 2008 Sidewalk Replacement Program, Activity ID 09-2008-002, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$229,190.00. 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 Ti-Zack 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
	Ti-Zack Concrete, Inc. Amount	\$229,190.00
	Percentage of DBE/TSB Participation	0.00%

53A

PERMISSION TO SUBLET

Date July 23, 2008

Project 2008 Sidewalk Replacement Program

Contract No. 14392

Contractor Ti-Zack Concrete, Inc.

Activity ID 09-2008-002

Project No. _____

<u>ITEM TO BE SUBLET</u>	<u>ORGANIZATION TO PERFORM WORK</u>	<u>STATE IF ORGANIZATION IS DBE</u>	<u>COST OF WORK TO BE SUBLET</u>
Traffic Control	Bonnie's Barricades	Yes	\$2,500.00

Cost of Items Sublet This Request		<u>\$2,500.00</u>
Cost of Items Previously Sublet		<u>\$0.00</u>
Total Cost of Items Sublet		<u>\$2,500.00</u>
Cost of Specialty Items	<u>\$0.00</u>	
(a) Total Cost of Sublet Items Less Specialty Items		<u>\$2,500.00</u>
Total Contract Amount	<u>\$229,190.00</u>	
(b) Total Contract Amount Less Specialty Items		<u>\$229,190.00</u>
Percentage of Contract to be Sublet (a ÷ b)		1.09%

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 subcontractor's full compliance of all terms of the contract.

Attachment: Contractor's Letter
Requesting Subletting



City Engineer

23 JULY 2008

Date

Form Routing: Project Engr. - City Engr. -
Engr. Admin. - City Clerk/City Manager -
Engr. Admin. - Distribution

City Manager

Date

Form Distribution: Original - Project File
Copy - Project Engineer
Copy - Prime Contractor

Roll Call No.

Date

53A

Ti-Zack Concrete, Inc.



39352 221st Ave.
Le Center, MN 56057

Office 507-357-6463
Fax 507-357-6096

Mobile 612-328-0005
Email tizack@frontlernet.net

July 22, 2008

City of Des Moines
Engineering Department
Attn: Steve Inman
400 E First Street
Des Moines, IA 50309-1891

Steve,

This letter is in reference to proposed sub-contractors for the 2008 Sidewalk Replacement Program, 09-2008-002 and the 2008-09 Sidewalk Program, 09-2008-003. The only proposed sub-contractor on both projects will be Bonnie's Barricades for traffic control. The expected amount for the 2008 Sidewalk Replacement Program is \$2,500.00. The expected amount for traffic control expense on the 2008-09 Sidewalk Program is \$2,400.00.

Please feel free to contact me with any questions or concerns @ (507) 357-6463.

Sincerely,

Jason R. Eager
Vice-President
Ti-Zack Concrete, Inc.