

DATE August 6, 2007

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
WOODLAND CEMETERY ORNAMENTAL FENCE
\$ 60,577.67

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$60,577.67, executed by American Fence Co. of Iowa, Inc., Mark A. Wolodkewitsch, Manager, 1922 Delaware Avenue, Des Moines, IA, 50317 dated August 6, 2007, for the construction of the following improvement:

Woodland Cemetery Ornamental Fence, 11-2007-018

The improvement includes the construction of 14 masonry piers and the installation of 775 feet of ornamental painted steel fence along the east side of the Woodland Cemetery adjacent to the west right-of-way line of the Martin Luther King Jr. Parkway from approximately the north right-of-way line of Center Street to the south right-of-way line of Olive Street. This contract also includes the reinstallation of 40.0 feet of an existing 6 foot high vinyl clad chain link fence, the installation of a 20.0 foot wide service gate constructed of 2-10 foot wide chain link fence gate panels, the removal of 775 feet of existing chain link fence, the addition of a construction sign, and the purchase and delivery of extra fence panels and mounting hardware; all in accordance with the contract documents including Plan File Nos. 479-136/138 along the east property line of Woodland Cemetery in 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 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 the City Clerk be and is hereby authorized and directed to return the Contractor's bid security.

★ **Roll Call Number**

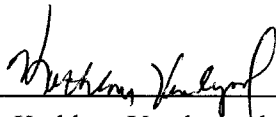
Agenda Item Number
56A

DATE August 6, 2007


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.

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: 2007-2008 CIP, Page Park-6, Cemetery Infrastructure and Improvements, PKS138, 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

56A

Department of Engineering
City of Des Moines, Iowa



CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION

Woodland Cemetery Ornamental Fence

Activity ID 11-2007-018

On July 24, 2007, American Fence Co. of Iowa, Inc., Mark A. Wolodkewitsch, Manager, 1922 Delaware Avenue, Des Moines, IA 50317 submitted a proposal for construction of the Woodland Cemetery Ornamental Fence, Activity ID 11-2007-018, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$60,577.67. 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 American Fence Co. of Iowa, 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
	American Fence Co. of Iowa, Inc. Amount	\$60,577.67
	Percentage of DBE/TSB Participation	0.00%

PERMISSION TO SUBLET

Date July 26, 2007

Project Woodland Cemetery Ornamental Fence

Contract No. 14303

Contractor American Fence Co.

Activity ID 11-2007-018

Federal Tax ID 42-1196320

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>
4. Masonry Pier	Wolfe Masonry Co., Inc. 1926 66th Street Des Moines, IA 50322 (515) 276-5979 Federal Tax ID 42-1120460	No	\$22,417.92

Cost of Items Sublet This Request		\$22,417.92
Cost of Items Previously Sublet		\$0.00
Total Cost of Items Sublet		\$22,417.92
Cost of Specialty Items	\$0.00	
(a) Total Cost of Sublet Items Less Specialty Items		\$22,417.92
Total Contract Amount	\$60,577.67	
(b) Total Contract Amount Less Specialty Items		\$60,577.67
Percentage of Contract to be Sublet (a ÷ b)		37.01%

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



City Engineer

27 Jul 07

Date

Form Routing: Project Engr.

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

Date

Distribution _____

Roll Call No.

Date



AMERICAN FENCE CO. OF IOWA, INC.

1922 DELAWARE AVE. - DES MOINES, IOWA 50317

PHONE: (515) 265-6100

NAT'L WATS 1-800-242-6040

FAX: (515) 265-6108

City of Des Moines
2nd Floor City Hall
400 Robert D. Ray Drive
Des Moines, IA. 50309-1891

Attn: City Clerk

American Fence will award the brick column portion of the Woodland Cemetary project to Wolfe Masonary Co. Inc.

Address is: 1926 66th St.

Des Moines, IA. 50322

(p) 515-276-5979

Tax ID: 421120460

Sincerely,

Mark Wolodkewitsch
General Manager