

DATE August 10, 2009

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
E. INDIANOLA AVENUE WIDENING - S.E. 14TH STREET TO S.E. 16TH COURT
\$3,554,658.64

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$3,554,658.64, executed by Reilly Construction Co., Inc., Chris R. Reilly, President, 110 Main Street, PO Box 99, Ossian, IA, 52161 dated August 10, 2009, for the construction of the following improvement:

E. Indianola Avenue Widening - S.E. 14th Street to S.E. 16th Court, 06-2009-003
CS-TSF-1945(744)--85-77, CS-TSF-1945(749)--85-77, STP-A-69-4(91)--86-77, STP-U-1945(704)--70-77

The improvement includes reconstruction of E. Indianola Avenue with 10-inch thick full-depth portland cement concrete; together with pavement removal, excavation, utility conduits, water main construction, storm drainage, subdrain, subbase placement, driveways, sidewalks, sodding, and miscellaneous associated work including cleanup; in accordance with the contract documents, including Plan File Nos. 505-001/199, on E. Indianola Avenue from S.E. 14th Street to S.E. 16th Court, 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 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 Permission to Sublet form, from said Contractor requesting permission to sublet designated items, be and is hereby approved; 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.

★ **Roll Call Number**

Agenda Item Number
69A

DATE August 10, 2009

Moved by _____ to adopt.

FORM APPROVED Ann DiDonato
Ann DiDonato
Assistant City Attorney

Funding Source: 2009-2010 CIP, Page Street-14, East Indianola Avenue Widening - S.E. 14th to Army Post, STR213, being various funding sources as follows:

- \$202,745.39 in City G.O. Bonds from STR213
- \$200,000 in Iowa DOT Traffic Safety Funds under IDOT Agreement No. 2009-TS-014 (Maximum \$500,000) for 100% construction contract costs only, which includes both 06-2009-002, S.E. 14th Street Widening at E. Indianola Avenue, estimated at \$300,000 and 06-2009-003, E. Indianola Avenue Widening - S.E. 14th Street to S.E. 16th Court, estimated at \$200,000 under IDOT Project No . CS-TSF-1945(744)--85-77;
- \$500,000 in Iowa DOT Traffic Safety Funds for 100% construction contract costs only under IDOT Agreement No. 2009-TS-015 (Max \$500,000) under IDOT Project No . CS-TSF-1945(749)--85-77;
- \$2,118,252 in Federal Surface Transportation Program (STP) funds being: 80% eligible const. costs only with \$2,118,252 max. and 80% of eligible real estate costs including labor with \$631,748 max. under IDOT Project No. STP-U-1945(704)--70-77;
- \$500,000 maximum in Federal funds from Iowa Clean Air Attainment Program (ICAAP) for 80% eligible const. costs only under IDOT Project No .STP-A-69-4(91)--86-77
- \$33,661.25 from Des Moines Water Works for water main construction.

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				
MOTION CARRIED			APPROVED	

Mayor

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, 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

69A

Department of Engineering
City of Des Moines, Iowa



CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION
E. Indianola Avenue Widening - S.E. 14th Street to S.E. 16th Court

Activity ID 06-2009-003

On July 21, 2009, Reilly Construction Co., Inc., Chris R. Reilly, President, 110 Main Street, PO Box 99, Ossian, IA 52161 submitted a proposal for construction of the E. Indianola Avenue Widening - S.E. 14th Street to S.E. 16th Court, Activity ID 06-2009-003, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$3,554,658.64. 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 Reilly Construction Co., 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>
<u>Bonnies Barricades</u>	<u>Traffic Control</u>	<u>\$53,620.00</u>
<u>Leader Construction Company</u>	<u>Miscellaneous Concrete Work</u>	<u>\$218,116.00</u>
	Estimated DBE/TSB Participation	<u>\$271,736.00</u>
	Reilly Construction Co., Inc. Amount	<u>\$3,554,658.64</u>
	Percentage of DBE/TSB Participation	<u>7.64%</u>