

DATE October 9, 2006

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
PROSPECT PARK PLAYGROUND IMPROVEMENTS
\$ 88,920.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$88,920.00, executed by Legacy Construction Associates, Inc., Randall D. Trabling, President, 903 S Buxton, Indianola, IA, 50125 dated October 9, 2006, for the construction of the following improvement:

Prospect Park Playground Improvements, 11-2007-005

The improvement includes the installation of modular play equipment, curb, sidewalk, benches, and restoration; all in accordance with the contract documents, including Plan File Nos. 465-001/004 at Prospect Park, Hickman and Prospect Roads, 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 Utilization" shows the Contractor's efforts to solicit DBE Participation in accordance with the Disadvantaged Business Enterprise 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.

BE IT FURTHER RESOLVED: That 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

69A

DATE October 9, 2006

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 Emily Gould Chata
 Kathleen Vanderpool
 ASST City Attorney

Funding Source: 2006-2007 CIP, Page Parks-11, Neighborhood Park Improvements, PKS137, Being: 2006-2007 G. O. Bonds

RB

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



CONTRACTOR'S ANTICIPATED DBE UTILIZATION

Prospect Park Playground Improvements

Activity ID 11-2007-005

On September 26, 2006, Legacy Construction Associates, Inc., Randall D. Trabling, President, 903 S Buxton, Indianola, IA 50125 submitted a proposal for construction of the Prospect Park Playground Improvements, Activity ID 11-2007-005, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$88,920.00. The proposal included a statement that the Disadvantaged Business Enterprise (DBE) Program shall apply to this project.

The Engineering Department has prepared this report summarizing the information that Legacy Construction Associates, Inc., has submitted indicating that it anticipates utilizing the following DBE companies on this project:

<u>DBE Name</u>	<u>Description of Work</u>	<u>Estimated Amount</u>
Seibert Trucking	Trucking	\$660.00
A-Seeding Contractor, Inc.	Erosion Control	\$1,800.00
	Estimated DBE Participation	\$2,460.00
	Legacy Construction Associates, Inc. Amount	\$88,920.00
	Percentage of DBE Participation	2.77%