

DATE December 3, 2007

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
COURT AVENUE STREETScape REHABILITATION
\$ 626,358.41

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$626,358.41, executed by Baker Electric, Inc., Britt Baker, CEO, 111 Jackson Avenue, Des Moines, IA, 50315 dated December 3, 2007, for the construction of the following improvement:

Court Avenue Streetscape Rehabilitation, 04-2007-013

The improvement includes removing tree grates, constructing planters, landscaping, removing and replacing street and pedestrian lights, and other incidental items; in accordance with the contract documents, including Plans File Nos. 478-008/037 on Court Avenue from Water Street to 5th Avenue and on 4th Street from Vine Street to Walnut Street

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.

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**

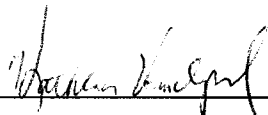
Agenda Item Number

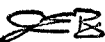
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DATE December 3, 2007

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 Street-12, Court Ave Streetscape - Two-way Traffic Conversion, STR225, Various Funding, Being: \$100,000 in private funds from Court Avenue District Housing Fund LLC payable upon completion of the project with the remainder in Tax Increment Funds from STR225

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

MOTION CARRIED APPROVED

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.

 Mayor

 City Clerk

CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION
Court Avenue Streetscape Rehabilitation

Activity ID 04-2007-013

On November 20, 2007, Baker Electric, Inc., Britt Baker, CEO, 111 Jackson Avenue, Des Moines, IA 50315 submitted a proposal for construction of the Court Avenue Streetscape Rehabilitation, Activity ID 04-2007-013, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$626,358.41. 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 Baker Electric, 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>
Bonnies Barricades	Traffic Control	\$5,576.00
	Estimated DBE/TSB Participation	\$5,576.00
	Baker Electric, Inc. Amount	\$626,358.41
	Percentage of DBE/TSB Participation	0.89%

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PERMISSION TO SUBLET

Date November 26, 2007
 Project Court Avenue Streetscape Rehabilitation Contract No. 14331
 Contractor Baker Electric, Inc. Activity ID 04-2007-013
 Federal Tax ID 42-0835172 Project No. N/A

<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	Bonnies Barricades 1547 Michigan Street Des Moines, IA 50314-3532 (515) 282-8877 Federal Tax ID 42-1250395	Yes	\$5,576.00
Curb, Walks, Pavers, Removals	Advance Concrete 1601 NE 66th Ave. Des Moines, IA 50313 (515) 288-4050 Federal Tax ID 20-3609696	No	\$38,907.00
Landscape Plantings	Anything Outside 3497 Jewell Circle Earlham, IA 50072 (515) 314-1147 Federal Tax ID 479-88-2523	No	\$14,161.65

Cost of Items Sublet This Request	\$58,644.65
Cost of Items Previously Sublet	\$0.00
Total Cost of Items Sublet	\$58,644.65
Cost of Specialty Items	\$0.00
(a) Total Cost of Sublet Items Less Specialty Items	\$58,644.65
Total Contract Amount	\$626,358.41
(b) Total Contract Amount Less Specialty Items	\$626,358.41
Percentage of Contract to be Sublet (a ÷ b)	9.36%

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  26 NOV 07
 City Engineer Date

Form Routing: Project Engr. _____ Date _____
 City Engr. _____
 Engr. Admin. _____ City Manager _____ Date _____
 City Clerk/City Manager _____
 Engr. Admin. _____
 Distribution _____ Roll Call No. _____ Date _____

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BAKER ELECTRIC INC.



111 S.W. Jackson - Des Moines, Iowa 50315
515.288.6774 - Fax 515.288.2226

email: info@bakerelectric.com

November 21, 2007

City of Des Moines
Gary Hlavka

Re: Court Ave. Streetscape Rehab. list of subcontractors

Bonnies Barricades \$5576.00 Fed ID # 42-1250395
1547 Michigan Street
Des Moines Ia. 50314-3532

Traffic Control on entire project items 24,25

Advance Concrete \$38,907.00 Fed ID # 20-3609696
1601 NE 66th
Des Moines, Ia 50313
Owners are partnership
Josh Longnecker
Mike Pardubsky

Concrete and brick work removals and installation, tree wells bike racks
Items 1,3,4,5,7,8,9,10,11,12,14,15,20, item 21 install only,

Anything Outside \$14,161.65 Fed ID# 479-88-2523
3497 Jewell Circle
Earlham, Ia 50072
Owner Roger Hubert
Items 26,27,28,

(515) 314-1147

Any further questions or inquiries contact me: Baker Elect. Fed ID# 420835172

Joe Henkels