



40A

DATE March 14, 2011

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
COURT AVENUE AND WATER STREET SEWER SEPARATION
\$ 3,977,311.75

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$3,977,311.75, executed by H & W Contracting LLC, Thomas L. Hurd, President, 3416 West Hovland Avenue, Sioux Falls, SD, 57107 dated March 14, 2011, for the construction of the following improvement:

Court Avenue and Water Street Sewer Separation, 08-2009-003
08-DRI-032

The improvement includes construction of storm sewer ranging from 12" to 66" diameter, storm sewer structures, sanitary conflict structures, storm sewer jacked in place, watermain, traffic signal system, and portland cement concrete paving, subdrain, sidewalks, brick sidewalks and crosswalks, hot mix asphalt overlays, pavement markings, and miscellaneous associated work including cleanup and other incidental items; in accordance with the contract documents, including Plans File Nos. 527-024/101, located in Court Avenue from Water Street to 2nd Avenue, 2nd Avenue from Court Avenue to Grand Avenue, and Grand Avenue from 2nd Avenue to 3rd Street in downtown 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, subject to receipt of the contract, bond, and certificate of insurance acceptable to the Engineering and Legal Departments. 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, subject to receipt of the contract, bond, and certificate of insurance acceptable to the Engineering and Legal Departments, 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, subject to receipt of the contract, bond, and certificate of insurance acceptable to the Engineering and Legal Departments; and each subcontractor is hereby granted permission to work on said improvement.



Roll Call Number

Agenda Item Number

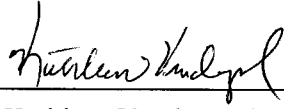
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
DATE March 14, 2011

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.

(City Council Communication Number 11-108 attached)

Moved by _____ to adopt.

FORM APPROVED 
Kathleen Vanderpool
Deputy City Attorney

 Funding Source: 2010-2011 CIP, Page Storm-6, Court Avenue/Water Street Sewer Separation, STE081, Being: \$1,296,841.98 in HUD Disaster funds (Federal Jumpstart Infrastructure Assistance funds) from the Iowa Department of Economic Development (remainder of the \$1,610,000 grant allocated for Phase 2 storm sewer construction costs), \$1,051,450.72 in I-JOBS II Targeted Disaster Relief Grant funds (remainder of the \$3,050,000 I-JOBS II Grant), \$913,569.78 City Storm Water Utility Funds, and the remaining \$715,449.27 in City Storm Water Utility Revenue Bonds issued

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
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

Department of Engineering
City of Des Moines, Iowa



CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION

Court Avenue and Water Street Sewer Separation

Activity ID 08-2009-003

On March 1, 2011, H & W Contracting LLC, Thomas L. Hurd, President, 3416 West Hovland Avenue, Sioux Falls, SD 57107 submitted a proposal for construction of the Court Avenue and Water Street Sewer Separation, Activity ID 08-2009-003, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$3,977,311.75. 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 H & W Contracting LLC, 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	\$46,334.00
Paco's Construction, LLC	Asphalt	\$134,625.00
	Estimated DBE/TSB Participation	\$180,959.00
	H & W Contracting LLC Amount	\$3,977,311.75
	Percentage of DBE/TSB Participation	4.55%

*HOA
Copy*

PERMISSION TO SUBLET

Date March 4, 2011

Project Court Ave & Water Street Sewer Separation

Contract No. 14611

Contractor H & W Contracting, LLC.

Activity ID 08-2009-003

Federal Tax ID 41-1748842

Project No. _____

ITEM REQUESTED BY THE CONTRACTOR TO BE SUBLET	ORGANIZATION REQUESTED TO PERFORM WORK	STATE IF ORGANIZATION IS DBE/TSB	COST OF WORK REQUESTED TO BE SUBLET
Survey	Landmark Engineering Group, Inc. 2873 104th Street Urbandale, Iowa 50322 Federal Tax ID 36-3942989	No	\$5,400.00
Boring	RTS LLC 720 SW Goodwin St Ankeny, Iowa 50023 (515) 965-0030 Federal Tax ID 20-8301735	No	\$464,800.00
Traffic Control	Bonnies Barricades 1547 Michigan Street Des Moines, IA 50314 (515) 282-8877 Federal Tax ID 42-1250395	Yes	\$46,334.00
HMA	Pacos Construction LLC 9560 SE 56th Avenue Runnels, Iowa 50237 (515) 240-0625 Federal Tax ID 20-4493861	Yes	\$134,625.00
Pavement Markings	DPLM 1704 E. Euclid Avenue Des Moines, Iowa 50313 (515) 289-1370 Federal Tax ID 27-1653825	No	\$23,939.00
Pavement Sawing	Henriksen Contracting, LLC 3754 SE Capital Circle Grimes, Iowa 50111 (515) 986-4243 Federal Tax ID 20-4117039	No	\$27,432.00
PCC Paving	Sternquist Construction 1110 North 14th Street Indianola, Iowa 50125 (515) 961-8127 Federal Tax ID 42-0960204	No	\$501,127.00

Traffic Signals	Baker Electric 111 Jackson Des Moines, Iowa 50315 (515) 245-9584 Federal Tax ID 42-0838172	No	\$92,145.00
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Cost of Items Sublet This Request		\$1,295,802.00
Cost of Items Previously Sublet		\$0.00
Total Cost of Items Sublet		\$1,295,802.00
Cost of Specialty Items	\$0.00	
(a) Total Cost of Sublet Items Less Specialty Items		\$1,295,802.00
Total Contract Amount	\$3,977,311.75	
(b) Total Contract Amount Less Specialty Items		\$3,977,311.75
Percentage of Contract to be Sublet (a ÷ b)		32.58%

The prime contractor's request for Permission to Sublet the above items of work is approved with the understanding that the prime contractor shall be held responsible for the subcontractors' full compliance of all terms of the contract.

Form Routing: Project Engineer
Engineering Administration
City Clerk
Engineering Administration
Distribution

Approved:

Roll Call No.

Date

<p>ENGINEERING DEPARTMENT "ORIGINAL DOCUMENT" (when in red)</p>

List of Subcontractors

Bore

RTS LLC

720 SW Goodwin St

Ankeny, Ia 50023

Contractors ID 20-8301735

\$464,800.00

Survey

Landmark Engineering Group, Inc.

2873 104th St

Urbandale, Ia. 50322

Contractors ID 36-3942989

\$5400.00

Traffic Control

Bonnies Barricades

1547 Michigan St

Des Moines Ia. 50314-3532

Contractors ID 42-1250395

\$46,334.00

Traffic Signals

Baker Electric

111 Jackson

Des Moines, Ia. 50315

Contractors ID 42-0838172

\$92,145.00

HMA Surface

Pacos Construction L.L.C.

9560 SE 56th Ave.

Runnells, Ia. 50237

Contractors ID 20-4493861

\$134,625.00

Pavement Markings

DPLM

1704 E. Euclid Ave.

Des Moines, Ia. 50313

Contractors ID 27-1653825

\$23,938.75

HOA

Pavement Sawing
Henriksen Contracting, LLC
3754 SE Capital Circle
Grimes, Ia. 50111-4858
Contractors ID 20-4117039
\$27,431.25

PCC Paving
Sternquist Construction
1110 North 14th St
Indianola, Ia. 50125
Contractors ID 42-0960204
\$501,126.90