

DATE August 13, 2012

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
2012 EXPANDED STREET RESURFACING PROGRAM - CONTRACT 2
\$1,586,379.40

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$1,586,379.40, executed by OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving, James Gauger, President, P.O. Box 3365, Des Moines, IA, 50316-0365 dated August 13, 2012, for the construction of the following improvement:

2012 Expanded Street Resurfacing Program - Contract 2, 06-2012-004

The improvement includes scarification of existing asphalt streets, furnish and place hot mix asphalt, and furnish and place pavement markings, and other incidental items; in accordance with the contract documents, including Plan File Nos. 546-117/147, at the following locations in Des Moines, Iowa:

- Bell Avenue - Fleur Drive to S.W. 30th Street
- 6th Avenue - Day Street to University Avenue
- Acension Avenue - 6th Avenue to 7th Street
- 7th Street - Day Street to University Avenue
- 56th Street - P.C.C. North of I-235 to University Avenue
- 48th Street - Franklin Avenue to Hickman Road
- Madison Avenue - Lower Beaver Road to Beaver Avenue
- Clark Street - 2nd Avenue to 6th Avenue
- Saylor Road - E. Jefferson Avenue to E. Sheridan Avenue
- Guthrie Avenue - Glenbrook Drive to Dixon Street
- Guthrie Avenue - E. 29th Street to Hubbell Avenue
- Des Moines Street - E. 9th Street to E 12th Street
- Des Moines Street - E. 14th Street to E. 15th Street
- Dean Avenue - E. 24th Street to E. 30th 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, 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.

★ **Roll Call Number**

Agenda Item Number

60 A

DATE August 13, 2012

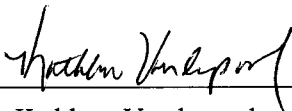
BE IT FURTHER RESOLVED: That after said contract has been executed by the Mayor, the City Clerk be and is hereby authorized and directed to return the Contractor's bid security.


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.

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 12-430 attached)

Moved by _____ to adopt.

FORM APPROVED 
 Kathleen Vanderpool
 Deputy City Attorney

 Funding Source: 2012-2013 CIP, Page Street - 40, Special City-wide Street Improvements, STR217, Being: Gaming Monies

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

60 A

Department of Engineering
City of Des Moines, Iowa



CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION
2012 Expanded Street Resurfacing Program - Contract 2

Activity ID 06-2012-004

On July 31, 2012, OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving, James Gauger, President, P.O. Box 3365, Des Moines, IA 50316-0365 submitted a proposal for construction of the 2012 Expanded Street Resurfacing Program - Contract 2, Activity ID 06-2012-004, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$1,586,379.40. 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 OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving, 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	\$26,453.00
	Estimated DBE/TSB Participation	\$26,453.00
	OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving Amount	\$1,586,379.40
	Percentage of DBE/TSB Participation	1.67%