

DATE August 13, 2012

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
PRINCIPAL PARK LOCKER ROOMS
\$ 1,103,000.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$1,103,000.00, executed by Ball Team, LLC, Robert E. Sodders, President, 2900 Westown Parkway, Suite 240, West Des Moines, IA, 50265 dated August 13, 2012, for the construction of the following improvement:

Principal Park Locker Rooms, 10-2012-005

The improvement includes the remodel of and a 2,000 S.F. addition to the existing home team and visiting team locker rooms with bid alternates to remodel the existing visiting coach's facilities, enlarge the existing weight training area and construct a new 1,500 SF batting tunnel adjacent to the existing batting tunnel facility located at Principal Park, including cast in place concrete, concrete masonry and insulated wall system consistent with existing architectural materials at Principal Park as well as related mechanical and electrical systems improvements; all work in accordance with the contract documents, including Plan File Nos. 538-99/138, located at One Line Drive, 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

62A

DATE August 13, 2012

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 _____ attached)

Moved by _____ to adopt.

FORM APPROVED Kathleen Vanderpool by A.D.
 Kathleen Vanderpool
 Deputy City Attorney

JB

Funding Source: 2012-2013 CIP, Page Parks - 15, Principal Park, PKS132, Being:
 Tax Increment Bonds

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



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CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION

Principal Park Locker Rooms

Activity ID 10-2012-005

On July 31, 2012, Ball Team, LLC, Robert E. Soddors, President, 2900 Westown Parkway, Suite 240, West Des Moines, IA 50265 submitted a proposal for construction of the Principal Park Locker Rooms, Activity ID 10-2012-005, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$1,103,000.00. 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 Ball Team, 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>
None	N/A	\$0.00
	Estimated DBE/TSB Participation	\$0.00
	Ball Team, LLC Amount	\$1,103,000.00
	Percentage of DBE/TSB Participation	0.00%