

DATE September 10, 2012

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
E. PARK AVENUE SIDEWALK FROM S.E. 14TH STREET TO S.E. 18TH COURT
\$ 98,159.60

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$98,159.60, executed by Joiner Construction Co., Inc., Zeb Joiner, Vice President, 11996 490th Street, Plano, IA, 52581 dated September 10, 2012, for the construction of the following improvement:

E. Park Avenue Sidewalk from S.E. 14th Street to S.E. 18th Court, 09-2011-007

The improvement includes construction of 4 foot wide 4 inch thick PCC sidewalk, 7 inch thick PCC driveway approaches with sidewalk section, 7 inch thick PCC intersection ramps, grading, sodding, traffic control and other incidental items; all in accordance with the contract documents, including Plan File Nos. 547-012/031, located on E. Park Avenue from S.E. 14th Street to S.E. 18th Court, 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**

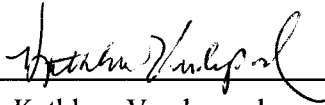
Agenda Item Number
40A

DATE September 10, 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 12-484 attached)

Moved by _____ to adopt.

FORM APPROVED 
Kathleen Vanderpool
Deputy City Attorney

JEB Funding Source: 2012-2013 CIP, Page Street - 29, Sidewalks - School and Priority Routes, STR081, G. O. 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

40A

Department of Engineering
City of Des Moines, Iowa



CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION
E. Park Avenue Sidewalk from S.E. 14th Street to S.E. 18th Court

Activity ID 09-2011-007

On August 28, 2012, Joiner Construction Co., Inc., Zeb Joiner, Vice President, 11996 490th Street, Plano, IA 52581 submitted a proposal for construction of the E. Park Avenue Sidewalk from S.E. 14th Street to S.E. 18th Court, Activity ID 09-2011-007, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$98,159.60. 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 Joiner Construction Co., 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> |
|---------------------------|--------------------------------------|-------------------------|
| <u>Bonnies Barricades</u> | <u>Traffic Control</u> | <u>\$1,329.00</u> |
| | Estimated DBE/TSB Participation | <u>\$1,329.00</u> |
| | Joiner Construction Co., Inc. Amount | <u>\$98,159.60</u> |
| | Percentage of DBE/TSB Participation | <u>1.35%</u> |