



**Roll Call Number**

**Agenda Item Number**

49A

DATE February 9, 2015

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
E. PAYTON AVENUE BRIDGE OVER STREAM  
\$743,544.08

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$743,544.08, executed by Jensen Construction Company, Kurt E. Rasmussen, Owner, 5550 NE 22nd Street, Des Moines, IA, 50313 dated February 9, 2015, for the construction of the following improvement:

E. Payton Avenue Bridge over Stream, 12-2011-003  
BROS-1945(811)--8J-77

The improvement includes removal of the existing bridge and substructure, construction of a new reinforced concrete box culvert, pavement removal, roadway excavation and grading, storm sewer and intake construction, engineering fabric and rock revetment, roadway paving, sidewalk and recreational trail construction, topsoil furnish and spread, slope stabilization, erosion control, seeding and sodding, traffic control, pavement markings, and mobilization; all work in accordance with the contract documents including Plan File Nos. 566-01/62, on E. Payton Avenue over a stream located just east of S.E. 31st Street in 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.

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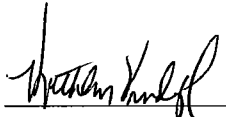
49A

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BE IT FURTHER RESOLVED: That the Interim 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 15.048 attached)

Moved by \_\_\_\_\_ to adopt.

FORM APPROVED   
 Kathleen Vanderpool  
 Deputy City Attorney

*AC* Funding Source: 2014-2015, Page Bridge - 7, East Payton Avenue over Stream, BR044, Being: \$594,835.26 in Federal Highway Bridge Program funds (\$1,000,000 maximum) being 80% of eligible construction costs under BROS-1945(811)--8J-77, with the remaining \$148,708.82 from BR044, Gaming Monies

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GATTO				
GRAY				
HENSLEY				
MAHAFFEY				
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



**CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION**

**E. Payton Avenue Bridge over Stream**

**Activity ID 12-2011-003**

On January 21, 2015, Jensen Construction Company, Kurt E. Rasmussen, Owner, 5550 NE 22nd Street, Des Moines, IA 50313 submitted a proposal for construction of the E. Payton Avenue Bridge over Stream, Activity ID 12-2011-003, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$743,544.08. 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 Jensen Construction Company, 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>Paco's Construction, LLC</u>	<u>Asphalt</u>	<u>\$30,979.00</u>
	Estimated DBE/TSB Participation	<u>\$30,979.00</u>
	Jensen Construction Company Amount	<u>\$743,544.08</u>
	Percentage of DBE/TSB Participation	<u>4.17%</u>