

DATE May 18, 2015

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
2015 SIDEWALK REPLACEMENT PROGRAM  
\$ 422,130.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$422,130.00, executed by Ti-Zack Concrete, Inc., Steve J. Rutt, President, 39352 221st Avenue, Le Center, MN, 56057 dated May 18, 2015, for the construction of the following improvement:

2015 Sidewalk Replacement Program, 09-2015-004

The improvement includes reconstruction of Class A and Class B Portland cement concrete sidewalks four (4) inches thick, six (6) inches thick at driveways, together with all appurtenances; in accordance with the contract documents, at various locations city-wide in Des Moines, Iowa. Sidewalks will be replaced at locations inspected by the Engineering Department. Curb ramps, compliant with the requirements of the Americans with Disabilities Act of 1990 and the regulations associated with this law as it applies to pedestrian facilities will also be constructed, in the vicinity where sidewalks will be replaced

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

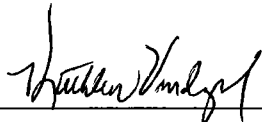
63A

DATE May 18, 2015

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 15-258 attached)

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

FORM APPROVED   
 Kathleen Vanderpool  
 Deputy City Attorney

AE Funding Source: 2015-2016 CIP, Page Street – 31, Sidewalk Replacement, SW084, Being:  
 G.O. Bonds to be issued

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



63A

**CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION**  
**2015 Sidewalk Replacement Program**

**Activity ID 09-2015-004**

On May 5, 2015, Ti-Zack Concrete, Inc., Steve J. Rutt, President, 39352 221st Avenue, Le Center, MN 56057 submitted a proposal for construction of the 2015 Sidewalk Replacement Program, Activity ID 09-2015-004, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$422,130.00. 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 Ti-Zack Concrete, 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>\$5,000.00</u>
<u>Simplex Construction Supplies, Inc.</u>	<u>ADA Sidewalk Panel Supplier</u>	<u>\$11,580.00</u>
	Estimated DBE/TSB Participation	<u>\$16,580.00</u>
	Ti-Zack Concrete, Inc. Amount	<u>\$422,130.00</u>
	Percentage of DBE/TSB Participation	<u>3.93%</u>