

DATE August 22, 2016

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
SCOTT AVENUE CLOSURE AT BNSF RAILROAD CROSSING  
\$ 72,738.75

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$72,738.75, executed by Absolute Concrete Construction, Inc., Matt Triggs, President, 505 1st Avenue, PO Box 148, Slater, IA, 50244 dated August 22, 2016, for the construction of the following improvement:

Scott Avenue Closure at BNSF Railroad Crossing, 06-2016-002

The improvement includes pavement removal, 8-inch Portland Cement Concrete (PCC) roadway paving, 6-inch PCC driveway paving, surface restoration, and other incidental items to construct cul-de-sacs along Scott Avenue on both sides of the BNSF railroad track between SE 15th Court and the Municipal Services Center (MSC) driveway (1551 E. Martin Luther King Jr. Parkway) approximately 400' to the east; all in accordance with the contract documents, including Plans File Nos. 574-099/110, located on Scott Avenue from SE 15th Court to the MSC driveway, 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**

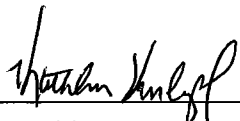
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DATE August 22, 2016

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 16-463 attached)

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

FORM APPROVED   
 Kathleen Vanderpool  
 Deputy City Attorney

AE Funding Source: 2016-2017 CIP, Page Street – 36, Southeast Connector - S.E. 14th Street to S.E. 30th Street, ST249, G. O. Bonds

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GATTO				
GRAY				
HENSLEY				
MOORE				
WESTERGAARD				
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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Department of Engineering  
City of Des Moines, Iowa



**CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION**  
**Scott Avenue Closure at BNSF Railroad Crossing**

**Activity ID 06-2016-002**

On August 9, 2016, Absolute Concrete Construction, Inc., Matt Triggs, President, 505 1st Avenue, PO Box 148, Slater, IA 50244 submitted a proposal for construction of the Scott Avenue Closure at BNSF Railroad Crossing, Activity ID 06-2016-002, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$72,738.75. 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 Absolute Concrete Construction, 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>
None	N/A	\$0.00
	Estimated DBE/TSB Participation	\$0.00
	Absolute Concrete Construction, Inc. Amount	\$72,738.75
	Percentage of DBE/TSB Participation	0.00%

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ENGINEERING DEPARTMENT  
CITY OF DES MOINES, IOWA

Activity ID 06-2016-002  
Date 8/12/2016

**PERMISSION TO SUBLET**

Project Scott Avenue Closure at BNSF Railroad Crossing

Contractor Absolute Concrete Construction, Inc.

Federal Tax ID 39-1953384 Contract No. 14995 Sublet Request No. 1

ITEM TO BE SUBLET	ORGANIZATION TO PERFORM WORK	DBE Y/N	COST OF SPECIALTY ITEMS	TOTAL COST OF WORK SUBLET
SEEDING & EROSION CONTROL	Greentech of Iowa, LLC P.O. Box 350 Grimes, IA 50111 (515) 202-2763 Federal Tax ID 27-2456549	No		\$9,700.00

	Previous Request	This Request	Total To Date
Cost of Items Sublet		\$9,700.00	\$9,700.00 (a)
Cost of Specialty Items Sublet			(b)
Cost of Sublet Items Less Speciality Items		\$9,700.00	\$9,700.00 (c)
Contract Amount			\$72,738.75 (d)
Contract Amount Less Total Specialty Items (d-b)			\$72,738.75 (e)
Percentage of Contract Sublet to Date (c/e)			13.34%

The prime contractor's request for Permission to Sublet the above items of work is approved with the understanding that the prime contractor shall be held responsible for the subcontractors' full compliance of all terms of the contract.

Attachment: Contractor's Letter  
Requesting Subletting

Form Routing: Project Engr. - City Engr. -  
Engr. Admin. - City Clerk/City Manager -  
Engr. Admin. - Distribution

Form Distribution Original - Project File  
Copy - Project Engineer  
Copy - Prime Contractor

\_\_\_\_\_  
Roll Call No. 8/22/16  
Date

ENGINEERING DEPARTMENT  
"ORIGINAL DOCUMENT"  
(when in red)