

DATE September 11, 2017

**COMMUNICATION FROM CONTRACTORS  
REQUESTING PERMISSION TO SUBLET  
CERTAIN ITEMS ON PUBLIC IMPROVEMENT PROJECTS**

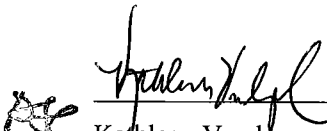
BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the attached communication from each contractor requesting permission to sublet designated items and the attached Permission to Sublet form, for each project listed below, be and are hereby approved; and each subcontractor is hereby granted permission to work on said improvement.

Activity ID	Project Title	Contractor
04-2017-011	2017 Parking Garage Repair Program	E & H Restoration, L.L.C. Mark F. Emde, President 1926 Comenitz Drive Davenport, IA 52802
07-2016-003	Lower Oak and Highland Park Sewer Separation Phase 1	Rognes Corp. dba Rognes Corporation Warren Rognes, President 720 SW Goodwin Ankeny, IA 50023
12-2014-001	South Union Street Bridge over Middle South Creek Replacement	Herberger Construction Company., Inc. Dean Herberger, President 2508 West 2nd Avenue P.O. Box 326 Indianola, IA 50125

BROS-1945(803)--8J-91

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

FORM APPROVED:

  
 \_\_\_\_\_  
 Kathleen Vanderpool  
 Deputy City Attorney

★ **Roll Call Number**

**Agenda Item Number**

13

DATE September 11, 2017

COUNCIL ACTION	YEAS	NAYS	Pass	ABSENT
COWNIE				
COLEMAN				
GATTO				
GRAY				
HENSLEY				
MOORE				
WESTERGAARD				
TOTAL				
MOTION CARRIED			APPROVED	

\_\_\_\_\_  
Mayor

**CERTIFICATE**

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, 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

*Copy* 13

### PERMISSION TO SUBLET

**Project** 2017 Parking Garage Repair Program

**Contractor** E & H Restoration, L.L.C.

**Federal Tax ID** \_\_\_\_\_ **Contract No.** 15080 **Sublet Request No.** 2

<b>ITEM TO BE SUBLET</b>	<b>ORGANIZATION TO PERFORM WORK</b>	<b>DBE Y/N</b>	<b>COST OF SPECIALTY ITEMS</b>	<b>TOTAL COST OF WORK SUBLET</b>
	Integrated Construction 201 1st Street East PO BOX 671 Altoona, IA 50009 (515) 967-3492 Federal Tax ID 80-0609282	No		\$4,420.00

	Previous Request	This Request	Total To Date
Cost of Items Sublet	\$102,895.00	\$4,420.00	\$107,315.00 (a)
Cost of Specialty Items Sublet			(b)
Cost of Sublet Items Less Specialty Items	\$102,895.00	\$4,420.00	\$107,315.00 (c)
Contract Amount			\$508,849.00 (d)
Contract Amount Less Total Specialty Items (d-b)			\$508,849.00 (e)
Percentage of Contract Sublet to Date (c/e)			21.09%

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

17 9/11/17  
Roll Call No. Date

**From:** George Rucker IV [mailto:george@ehrestoration.com]  
**Sent:** Friday, August 25, 2017 11:32 AM  
**To:** Brady, Timothy B. <TBBrady@dmgov.org>  
**Subject:** Re: Sub contractor

Integrated Construction  
201 1st St E. | PO Box 671  
Altoona, IA 50009  
Office: (515) 967-3492

I have requested their tax id number, I will forward it once I receive it.

Thank you for your time,

George Rucker IV  
E&H Restoration L.L.C.  
Project Manager

International Concrete Repair Institute President, Iowa/Illinois Chapter

563-322-3335 Phone  
563-349-0196 Cell  
www.ehrestoration.com  
george@ehrestoration.com

On Fri, Aug 25, 2017 at 11:25 AM, Brady, Timothy B. <TBBrady@dmgov.org> wrote:

George,

Please submit information on drywall sub for approval including tax id.

Thanks

Timothy B. Brady, P.E.

Civil Engineer II

515-283-4025

Cell: 515-208-4025

Email: tbb Brady@dmgov.org

ENGINEERING DEPARTMENT  
"GENERAL DOCUMENT"  
(when in red)

Copy 13

ENGINEERING DEPARTMENT  
CITY OF DES MOINES, IOWA

Activity ID 07-2016-003  
Date 8/28/2017

### PERMISSION TO SUBLET

**Project** Lower Oak and Highland Park Sewer Separation Phase 1

**Contractor** Rognes Corp. dba Rognes Corporation

**Federal Tax ID** 42-1423842      **Contract No.** 15076      **Sublet Request No.** 2

<b>ITEM TO BE SUBLET</b>	<b>ORGANIZATION TO PERFORM WORK</b>	<b>DBE Y/N</b>	<b>COST OF SPECIALTY ITEMS</b>	<b>TOTAL COST OF WORK SUBLET</b>
PCC Paving	Alliance Construction Group, LLC 3000 S.E. Grimes Blvd. Suite 800 Grimes, IA 50111 (515) 225-6677 Federal Tax ID 27-1495672	No		\$334,946.00
Brick Pavement	Miner Hardscape, LLC 17981 Hwy 141 PO Box 457 Granger, IA 50109 (515) 208-5011	No		\$16,537.50
Asphalt Paving	Paco Construction, LLC 9560 SE 56th Avenue Runnells, IA 50237 (515) 240-0625 Federal Tax ID 20-4493861	Yes		\$248,818.69
Cleaning & Grubbing	Tyler Land Clearing, LLC 669 56th Street Des Moines, IA 50312 (515) 490-6887 Federal Tax ID 81-4501377	No		\$8,500.00

	Previous Request	This Request	Total To Date
Cost of Items Sublet	\$44,050.00	\$608,802.19	\$652,852.19 (a)
Cost of Specialty Items Sublet			(b)
Cost of Sublet Items Less Speciality Items	\$44,050.00	\$608,802.19	\$652,852.19 (c)
Contract Amount			\$2,448,565.00 (d)
Contract Amount Less Total Specialty Items (d-b)			\$2,448,565.00 (e)
Percentage of Contract Sublet to Date (c/e)			26.66%

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

17
9/11/17

Roll Call No.
Date



**Lower Oak and Highland Park Sewer Separation Phase 1  
DES MOINES, IOWA**

**Contractor:** Rognes Corp.  
720 SW Goodwin Street  
Ankeny, Iowa 50023

**Owner:** Warren Rognes  
Cell Phone # 515-290-7440

**Project Mgr.:** Cody Rognes  
Cell Phone # 515-290-8538

**Suppliers:**

**RCP Pipe/Structures:** Forterra  
2825 Maury Street  
Des Moines, Iowa 50317  
515-264-1065

**Castings, Fittings:** HD Supply  
2800 SE Gateway Drive  
Grimes, Iowa 50111  
Phone # 515-986-4000

**Aggregate:** Martin Marietta Aggregates  
11252 Aurora Avenue  
Des Moines, Iowa 50322  
515-254-0030

**Subs:**

**Asphalt Overlay:** Paco Construction  
9560 SE 56<sup>th</sup> Avenue  
Runnells, Iowa 50237  
Phone # 515-240-0625 Fax # 515-966-2291  
**\$248,818.69**



Traffic Control: Quality Traffic Control, Inc.  
1704 E. Euclid Avenue  
Des Moines, Iowa 50313  
Phone # 515-289-1824 Fax # 515-289-1622  
**\$13,800.00**

Paving: Alliance Construction Group  
3000 SE Grimes Blvd., Ste. 800  
Grimes, Iowa 50111  
Phone # 515-225-6677 Fax # 515-225-6953  
**\$334,946.00**

Erosion Control & Seeding: Soil-tek  
P.O. Box 738  
Grimes, Iowa 50111  
Phone # 515-986-3527 Fax # 515-986-3960  
**\$30,250.00**

Brick Pavement Miner Hardscape  
P.O. Box 457  
Granger, Iowa 50109  
Phone # 515-208-5011  
[minerhardscape@gmail.com](mailto:minerhardscape@gmail.com)  
**\$16,537.50**

Clearing & Grubbing Tyler Equipment Sales, LLC  
669 56<sup>th</sup> St.  
Des Moines, Iowa 50312  
Phone # 515-490-6887  
[Brian.tyler@hotmail.com](mailto:Brian.tyler@hotmail.com)  
**\$8,500.00**

Copy 13

ENGINEERING DEPARTMENT  
CITY OF DES MOINES, IOWA

Activity ID 12-2014-001  
Date 8/24/2017

### PERMISSION TO SUBLET

**Project** South Union Street Bridge over Middle South Creek Replacement  
**Contractor** Herberger Construction Company., Inc.  
**Federal Tax ID** 42-1161562      **Contract No.** 15011      **Sublet Request No.** 3

ITEM TO BE SUBLET	ORGANIZATION TO PERFORM WORK	DBE Y/N	COST OF SPECIALTY ITEMS	TOTAL COST OF WORK SUBLET
Bridge Approach Pavement	Henriksen Contracting, LLC 3754 SE Capital Circle Grimes, IA 50111-4858 (515) 986-4243 Federal Tax ID 20-4117039	No		\$532.80
Field Fence and Gate	Taylor Fencing 2574 Highway 65 Lineville, IA 50147 (641) 876-6465 Federal Tax ID 42-1355304	No		\$6,539.60

	Previous Request	This Request	Total To Date
Cost of Items Sublet	\$412,219.70	\$7,072.40	\$419,292.10 (a)
Cost of Specialty Items Sublet			(b)
Cost of Sublet Items Less Specialty Items	\$412,219.70	\$7,072.40	\$419,292.10 (c)
Contract Amount			\$839,298.87 (d)
Contract Amount Less Total Specialty Items (d-b)			\$839,298.87 (e)
Percentage of Contract Sublet to Date (c/e)			49.96%

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

17- \_\_\_\_\_ 9/11/17  
Date

Roll Call No.

ENGINEERING DEPARTMENT  
"ORIGINAL DOCUMENT"  
(when in red)



SUBCONTRACT REQUEST

Contractor Herberger Construction Company Inc.  
Contractor Vendor ID HE 420  
Letting Date September 20, 2016

County Warren  
Contract ID No. 91-1945-803  
Bid Order 006

This is to request that the following subcontractor be authorized to perform the work for the items listed below. It is clearly understood by both the prime contractor and the subcontractor that all items of the prime contract shall apply. It is also clearly understood that the subcontractor is not a third-party beneficiary of the contract between the prime contractor and the DOT.

When this subcontractor is being used to satisfy an established DBE goal, the actual amount to be paid to the DBE is indicated in Column "A". The authorization of the DOT is limited to the question of whether the subcontractor is a DBE and shall in no sense be construed as an endorsement of the DBE or an expression of opinion by the DOT on the subcontractor's ability to comply with the contract.

Subcontractor Taylor Fencing  
Address 2574 Highway 65  
Lineville, Iowa 50147

Subcontractor Vendor ID TA072  
Telephone No. 641-876-6165

The following conditions apply if this is a Federal Aid Contract:

1. The prime contractor is responsible for compliance by the subcontractor with Required Contract Provisions for Federal Aid Contracts, Form FHWA-1273, dated as per contract, relative to projects financed under the Federal Highway Act relative to wages and payrolls, and all terms of the prime contract applicable to the work performed by the subcontractors. The subcontract agreement shall be in writing and a copy of FHWA-1273 shall be attached.
2. The prime contractor is responsible for checking and submitting subcontractor's payrolls at the same time the prime contractor's payrolls are submitted when payment of predetermined wages is required.
3. I do hereby certify that in requesting authorization to sublet a portion of this project we have taken affirmative action to seek out and consider disadvantaged business enterprises as potential subcontractors and/or material suppliers.

Line No.	Item Description	Quantity	Unit Price	"A"	\$ Amount	Part Item
0200	Gate as per Plan	2.00 EA	\$1,060.00		\$2,120.00	
0210	Removal and reinstallation of Fence Field	696.00 LF	\$6.35		\$4,419.60	
					\$0.00	
					\$0.00	
					\$0.00	
					\$0.00	
					\$0.00	
					\$0.00	
					\$0.00	
Signature (Prime Contractor)		Totals Carried From Back				
<i>Dennis Herberger</i>						
		Totals		\$0.00	\$6,539.60	

	Totals	Specialty Items	Totals Less Specialty Items	( $\frac{a}{b}$ ) 100	% Sublet this approval
Contract Amount	839,298.87	\$ 0.00	(b) 839,298.87		1%
Reviewed by:	<i>Pamela Cooksey</i>		<i>9/11/17</i>	% Prev. Sublets	49%
	County/City Engineer		Date	Total % To Date	50%

ENGINEERING DEPARTMENT  
"ORIGINAL DOCUMENT"  
(when in red)



SUBCONTRACT REQUEST

Contractor Herberger Construction Company Inc.  
Contractor Vendor ID HE 420  
Letting Date September 20, 2016

County Warren  
Contract ID No. 91-1945-803  
Bid Order 006

This is to request that the following subcontractor be authorized to perform the work for the items listed below. It is clearly understood by both the prime contractor and the subcontractor that all items of the prime contract shall apply. It is also clearly understood that the subcontractor is not a third-party beneficiary of the contract between the prime contractor and the DOT.

When this subcontractor is being used to satisfy an established DBE goal, the actual amount to be paid to the DBE is indicated in Column "A". The authorization of the DOT is limited to the question of whether the subcontractor is a DBE and shall in no sense be construed as an endorsement of the DBE or an expression of opinion by the DOT on the subcontractor's ability to comply with the contract.

Subcontractor Henriksen Contracting, LLC  
Address 3754 SE Capital Circle  
Grimes, Iowa 50111-4858

Subcontractor Vendor ID HE410  
Telephone No. 515-986-4243

The following conditions apply if this is a Federal Aid Contract:

1. The prime contractor is responsible for compliance by the subcontractor with Required Contract Provisions for Federal Aid Contracts, Form FHWA-1273, dated as per contract, relative to projects financed under the Federal Highway Act relative to wages and payrolls, and all terms of the prime contract applicable to the work performed by the subcontractors. The subcontract agreement shall be in writing and a copy of FHWA-1273 shall be attached.
2. The prime contractor is responsible for checking and submitting subcontractor's payrolls at the same time the prime contractor's payrolls are submitted when payment of predetermined wages is required.
3. I do hereby certify that in requesting authorization to sublet a portion of this project we have taken affirmative action to seek out and consider disadvantaged business enterprises as potential subcontractors and/or material suppliers.

Line No.	Item Description	Quantity	Unit Price	"A"	\$ Amount	Part Item
0070	Bridge Approach Pavement As per Plan	133.20 SY	\$4.00		\$532.80	Y
					\$0.00	
					\$0.00	
					\$0.00	
					\$0.00	
					\$0.00	
					\$0.00	
					\$0.00	
Signature (Prime Contractor) <i>Dennis Henberger</i>		Totals Carried From Back				
		Totals		\$0.00	\$532.80	

	Totals	Specialty Items	Totals Less Specialty Items	( $\frac{a}{b}$ ) 100	% Sublet this approval
Contract Amount	839,298.87	\$ 0.00	(b) 839,298.87		1% 0%
Reviewed by:				% Prev. Sublets	49% 50%
<i>Pamela Sweeney</i>			9/11/17	Total % To Date	50%
County/City Engineer			Date		

ENGINEERING DEPARTMENT  
"OFFICIAL DOCUMENT"  
(when in red)

**Cole, Benjamin M.**

---

**From:** Dennis Herberger <dennis@herbergerconstruction.com>  
**Sent:** Wednesday, August 16, 2017 8:57 AM  
**To:** Cole, Benjamin M.  
**Subject:** RE: South Union - sub request for Henriksen  
**Attachments:** 20170816090340416.pdf

Ben,

Please find the subcontractor request form per your request. I also have attached our subcontractor request for the field fence and gates. We were not able to save the existing fence because of the trees so we are having Taylor fence do the fence.

Thanks  
Dennis

**From:** Cole, Benjamin M. [mailto:BMCole@dmgov.org]  
**Sent:** Tuesday, August 15, 2017 4:44 PM  
**To:** dennis@herbergerconstruction.com  
**Subject:** RE: South Union - sub request for Henriksen

Dennis,  
Here is the sub request partially filled out for Henriksen. There is more than one Henriksen, so may want to verify that this is the correct one. Otherwise fill out the missing info regarding the bid item and payment info, sign and return to me a scan. I'll then get approved through Council, etc.

Thanks,  
Ben

**From:** Cole, Benjamin M.  
**Sent:** Monday, August 14, 2017 9:05 AM  
**To:** [cbrown@herbergerconstruction.com](mailto:cbrown@herbergerconstruction.com); [dennis@herbergerconstruction.com](mailto:dennis@herbergerconstruction.com)  
**Cc:** Thilges, Cory J.  
**Subject:** South Union - sub request for Henrikson

Dennis, Curt --  
Cory informed me that Henrikson came out to seal the CF joint for Caliber, but Henrikson isn't an approved sub. If they are to do this work, can you please submit a subcontractor request for approval. Thanks.

Ben

BEN M. COLE, P.E.  
CITY OF DES MOINES  
ENGINEERING DEPT.  
(T)515-283-4176 (C)515-208-9913  
[BMCole@dmgov.org](mailto:BMCole@dmgov.org)