



Roll Call Number

Agenda Item Number

660A

DATE March 19, 2018

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
2018 BRICK SIDEWALK REPAIR AND IMPROVEMENTS
\$ 396,419.80

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$396,419.80, executed by Minturn, Inc., Clinton M. Rhoads, President, 144 W. Front Street, Brooklyn, IA, 52211 dated March 19, 2018, for the construction of the following improvement:

2018 Brick Sidewalk Repair and Improvements, 09-2018-004

The improvement includes removal and installation of brick, Portland Cement Concrete (PCC) brick subbase, subgrade preparation, modified subbase, PCC sidewalk, trees, shrubs, ornamental grass and plants, landscape up-lighting, electrical conduit and wiring, including other incidental items as outlined by the project drawings; all in accordance with the contract documents, including Plan File Nos. 591-050/064, at S.W. 16th and M.L.K. Jr. Parkway, S.W. 9th Street and Bell Avenue, and at various brick sidewalk locations as specified in the contract documents, 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 and bond approved as to form by the Legal Department, and certificate of insurance acceptable to the Engineering Department. 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 and bond approved as to form by the Legal Department, and certificate of insurance acceptable to the Engineering and Department, 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 in accordance with the Instructions to Bidders.

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 and bond approved as to form by the Legal Department, and certificate of insurance acceptable to the Engineering Department; and each subcontractor is hereby granted permission to work on said improvement.

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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 18-132 attached)

Moved by _____ to adopt.

FORM APPROVED Kathleen Vanderpool
 Kathleen Vanderpool
 Deputy City Attorney

AC Funding Source: 2018-2019 CIP, Page Street – 34, Sidewalk Replacement, SW084, Being: \$137,580 in G.O. Bonds; and the remaining \$258,839.80 in G.O. Bonds transferred from ST265, Corridor Improvements

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
COLEMAN				
GATTO				
GRAY				
MANDELBAUM				
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

66A

Department of Engineering
City of Des Moines, Iowa



CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION
2018 Brick Sidewalk Repair and Improvements

Activity ID 09-2018-004

On March 6, 2018, Minturn, Inc., Clinton M. Rhoads, President, 144 W. Front Street, Brooklyn, IA 52211 submitted a proposal for construction of the 2018 Brick Sidewalk Repair and Improvements, Activity ID 09-2018-004, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$396,419.80. 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 Minturn, 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
	Minturn, Inc. Amount	\$396,419.80
	Percentage of DBE/TSB Participation	0.00%

Copy b6A

PERMISSION TO SUBLET

Project 2018 Brick Sidewalk Repair and Improvements
Contractor Minturn, Inc.
Federal Tax ID _____ **Contract No.** 15153 **Sublet Request No.** 1

ITEM TO BE SUBLET	ORGANIZATION TO PERFORM WORK	DBE Y/N	COST OF SPECIALTY ITEMS	TOTAL COST OF WORK SUBLET
Electrical	Van Maanen Electric, Inc. 627 North 19th Ave., East PO Box 1131 Newton, IA 50208 (641) 791-9473	No		\$26,761.00
Pavement Markings and Traffic Control	Iowa Plains Signing, Inc. P.O. Box 654 1110 W. 6th Avenue Slater, IA 50244 (515) 685-3536 Federal Tax ID 42-1501734	No		\$7,564.00
Seeding, Sod, Plantings, and Landscaping	DeVries Property Management, LLC dba DeVries Outdoors 1422 E Fleming Avenue Des Moines, IA 50313 (515) 720-7002 Federal Tax ID 27-118 4923	No		\$37,457.00

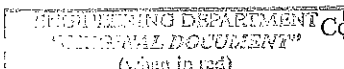
	Previous Request	This Request	Total To Date
Cost of Items Sublet		\$71,782.00	\$71,782.00 (a)
Cost of Specialty Items Sublet			(b)
Cost of Sublet Items Less Specialty Items		\$71,782.00	\$71,782.00 (c)
Contract Amount			\$396,419.80 (d)
Contract Amount Less Total Specialty Items (d-b)			\$396,419.80 (e)
Percentage of Contract Sublet to Date (c/e)			18.11%

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



18- 3/19/18
Roll Call No. Date

09-2018-001 BDA

Fenstermann, Matt C.

From: Clinton Rhoads <clintr@minturninc.com>
Sent: Wednesday, March 07, 2018 10:29 AM
To: Fenstermann, Matt C.
Subject: RE: 2018 Brick Sidewalk Project

Iowa Plains Signing, 110 W. 6th Ave., Slater, IA 50244, Mark Baumgardner, 515-210-3537
\$7,564.00
Pavement markings and traffic control

DeVries Outdoors, Des Moines, IA, 50312, Steve Hawkins, 515-720-7002
\$37,457
Seed/sod, plantings, and landscaping

Van Maanen Electric, 627 N 19th Ave. E, Newton, IA 50208, Tyler Cox, 641-791-9473
\$26,761
Electrical

Thanks,

Clint Rhoads
641-481-5420

MINTURN
144 W. FRONT ST.
BROOKLYN, IOWA 52211
641-455-0331
641-843-7256 (FAX)

From: Fenstermann, Matt C. <MCFenstermann@dmgov.org>
Sent: Wednesday, March 7, 2018 09:55
To: Clinton Rhoads <clintr@minturninc.com>
Subject: 2018 Brick Sidewalk Project

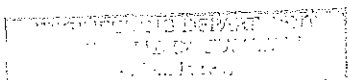
Hello Clinton,

Please send a list of subcontractors that you'd like to get approved for this project.

- I'll need the following for each sub:
- 1) Company name, address, contact info
 - 2) Estimated \$ amount that each sub will perform
 - 3) type of work each sub will perform (electrical, landscaping, etc...)

Thank you!

Matt Fenstermann
Senior Engineering Technician
400 E Court Avenue, Suite 200
Des Moines, IA 50309-2023
515-237-1327



09-2018-001 bda

Fenstermann, Matt C.

From: Clinton Rhoads <clintr@minturninc.com>
Sent: Wednesday, March 07, 2018 4:08 PM
To: Fenstermann, Matt C.
Subject: FW: 2018 Brick Sidewalk Project

Matt,

See below. DeVries is not a DBE.

Clint Rhoads
641-481-5420

From: Steve Hawkins <steveh@devriesoutdoors.com>
Sent: Wednesday, March 7, 2018 15:46
To: Clinton Rhoads <clintr@minturninc.com>
Cc: charles@devriesoutdoors.com
Subject: RE: 2018 Brick Sidewalk Project

Hey Clint,

DeVries Property Management, LLC.
DBA DeVries Outdoors
1422 E Fleming Ave.
Des Moines, IA 50313

Tax ID: 27-118 4923

Thanks,

Steve Hawkins
Construction Manager
DeVries Outdoors
C: 641-990-8090
O: 515-720-7002

From: Clinton Rhoads
Sent: Wednesday, March 7, 2018 3:41 PM
To: Steve Hawkins (steveh@devriesoutdoors.com)
Subject: FW: 2018 Brick Sidewalk Project

Steve,

Please provide the information requested below.

Thanks,

Clint Rhoads
641-481-5420

