

DATE June 25, 2018

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
GRAY'S LAKE EARTHEN BERM STABILIZATION  
\$ 1,773,364.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$1,773,364.00, executed by Peterson Contractors, Inc., Cordell Peterson, President, 104 Blackhawk Street, Reinbeck, IA, 50669 dated June 25, 2018, for the construction of the following improvement:

Gray's Lake Earthen Berm Stabilization, 11-2016-006

The improvement includes river bank stabilization construction including clearing and grubbing, bank grading and shaping, Class B rip rap, live stake plantings, 6-inch Portland Cement Concrete (PCC) pavement, 6-inch hot-mix asphalt (HMA) paving, lighting installation, seeding, erosion control, restoration and miscellaneous associated work including cleanup and other incidental items; all in accordance with the contract documents including Plan File Nos. 595-006/047, located in Gray's Lake Park along the southern bank of the Raccoon River, 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 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.

★ **Roll Call Number**

**Agenda Item Number**

59A

DATE June 25, 2018

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 18-329 attached)

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

FORM APPROVED Kathleen Vanderpool by AD  
 Kathleen Vanderpool  
 Deputy City Attorney

**SUN** Funding Source: 2018-2019 CIP, Page Parks - 6, Gray's Lake Park Improvements, PK140, G.O. Bonds to be issued

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

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Department of Engineering  
City of Des Moines, Iowa



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

**Gray's Lake Earthen Berm Stabilization**

**Activity ID 11-2016-006**

On June 12, 2018, Peterson Contractors, Inc., Cordell Peterson, President, 104 Blackhawk Street, Reinbeck, IA 50669 submitted a proposal for construction of the Gray's Lake Earthen Berm Stabilization, Activity ID 11-2016-006, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$1,773,364.00. 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 Peterson Contractors, 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
	Peterson Contractors, Inc. Amount	\$1,773,364.00
	Percentage of DBE/TSB Participation	0.00%

*Copy*  
**59A**

### PERMISSION TO SUBLET

**Project** Gray's Lake Earthen Berm Stabilization

**Contractor** Peterson Contractors, Inc.

**Federal Tax ID** \_\_\_\_\_ **Contract No.** 15184 **Sublet Request No.** 1

<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>
Lighting	Baker Electric, Inc. 111 Jackson Avenue Des Moines, IA 50315 (515) 288-6774 Federal Tax ID 42-0835172	No		\$76,109.00
Traffic Control	Quality Traffic Control 1704 E. Euclid Avenue Des Moines, IA 50313 (515) 289-1824 Federal Tax ID 81-0558645	No		\$7,800.00
Seeding & Erosion Control	Soil-Tek PO Box 738 Grimes, IA 50111 (515) 986-3527 Federal Tax ID 20-0521477	No		\$99,998.00
HMA	Grimes Asphalt and Paving Corporation 5550 NE 22nd Street Des Moines, IA 50313 (515) 266-5173 Federal Tax ID 27-1831755	No		\$143,768.00
Clearing & Grubbing	Tyler Land Clearing, LLC 669 56th Stret Des Moines, IA 50312 (515) 490-6887 Federal Tax ID 81-4501377	No		\$47,500.00

ENGINEERING DEPARTMENT  
"ORIGINAL DOCUMENT"  
(when in red)

	Previous Request	This Request	Total To Date
Cost of Items Sublet		\$375,175.00	\$375,175.00 (a)
Cost of Specialty Items Sublet			(b)
Cost of Sublet Items Less Specialty Items		\$375,175.00	\$375,175.00 (c)
Contract Amount			\$1,773,364.00 (d)
Contract Amount Less Total Specialty Items (d-b)			\$1,773,364.00 (e)
Percentage of Contract Sublet to Date (c/e)			21.16%

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.

6/25/18  
Date

**Radermacher, Matt K.**

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**From:** Cory Dungey <coryd@pcius.com>  
**Sent:** Thursday, June 14, 2018 11:10 AM  
**To:** Radermacher, Matt K.  
**Subject:** RE: Gray's Lake Earthen Berm Stabilization - Subcontractors

Rip Rap will be railed in from Clayton, IA.

See rough estimates below:

Baker Electric	\$76,109.00
Grimes Asphalt	\$143,768.00
Soil Tek	\$99,998.00
Tyler Land Clearing	\$47,500.00
Quality Traffic Control	\$7,800.00

Cory

**From:** Radermacher, Matt K. <MKRadermacher@dmgov.org>  
**Sent:** Thursday, June 14, 2018 11:07 AM  
**To:** Cory Dungey <coryd@pcius.com>  
**Subject:** RE: Gray's Lake Earthen Berm Stabilization - Subcontractors

Cory,

Thanks for the info. Will you also please send me the dollar amount for each of the subs as I need that for the Permission to Sublet form.

Also, just out of curiosity, is all the riprap getting trucked down here or are you planning to use rail? I was surprised to see Pattison and not Martin Marietta.

Thanks,

Matt

**From:** Cory Dungey [<mailto:coryd@pcius.com>]  
**Sent:** Thursday, June 14, 2018 10:44 AM  
**To:** Radermacher, Matt K. <MKRadermacher@dmgov.org>  
**Subject:** RE: Gray's Lake Earthen Berm Stabilization - Subcontractors

Matt – see list of subcontractors below for Grays Lake:

Baker Electric  
 Grimes Asphalt  
 Soil Tek  
 Tyler Land Clearing  
 Quality Traffic Control

