



**Roll Call Number**

**Agenda Item Number**

52A

DATE August 20, 2018

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
2ND AVENUE AND 3RD STREET AT WALNUT STREET TRAFFIC SIGNAL REPLACEMENTS  
\$525,955.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$525,955.00, executed by TK Concrete, Inc., Tony J. Ver Meer, President, 1608 Fifield Road, Pella, IA, 50219 dated August 20, 2018, for the construction of the following improvement:

2nd Avenue and 3rd Street at Walnut Street Traffic Signal Replacements, 04-2017-023

The improvements include the replacement of traffic signals, street light pole and electrical system removals, Hot Mix Asphalt (HMA) paving and overlay, Portland Cement Concrete (PCC) sidewalk and curb, brick pavers, detectable warnings, pavement marking removal, pavement markings, sign and sign post installation, and other incidental items; all in accordance with the contract documents, including Plan File Nos. 597-064/096, located on Walnut Street from 2nd Avenue to 5th Street, Walnut Avenue from 8th Street to 9th Street, and 4th Street between Grand Avenue and Locust Street, 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 portion of the improvements consisting of the pedestrian crossing signal on Ingersoll Avenue at 23rd Street and appurtenances thereto at a bid cost of \$61,288,80 is an undertaking by the City in the exercise of its urban renewal powers, and any payment made pursuant to the contract documents shall be treated as an internal loan to the special fund created pursuant to Iowa Code §403.19 for the Ingersoll-Grand Urban Renewal Area, and such loan shall be repaid from the tax increment revenues received with respect to the Ingersoll-Grand Urban Renewal Area, as those funds become available.

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 18-430 attached)

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

FORM APPROVED

Kathleen Vanderpool  
Deputy City Attorney

SLN

Funding Source: 2018-2019 CIP, Page Streets – 51, Walnut Street Streetscape, ST252, G. O. Bonds, Being: \$413,506.20 in TIF Bonds; \$51,160 in G.O. Bonds transferred from ST261, Connect Downtown; and the remaining \$61,288.80 from S743, CM025033 Economic Development Enterprise (page 43) of the 2018-19 Operating Budget, to be reimbursed by S371, S371CM99 Economic Development Projects - Ingersoll Grand TIF (page 43).

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**  
**2nd Avenue and 3rd Street at Walnut Street Traffic Signal Replacements**

**Activity ID 04-2017-023**

On August 7, 2018, TK Concrete, Inc., Tony J. Ver Meer, President, 1608 Fifield Road, Pella, IA 50219 submitted a proposal for construction of the 2nd Avenue and 3rd Street at Walnut Street Traffic Signal Replacements, Activity ID 04-2017-023, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$525,955.00. 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 TK 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>Paco Construction, LLC</u>	<u>HMA Paving, Brick Pavers</u>	<u>\$21,957.60</u>
	Estimated DBE/TSB Participation	<u>\$21,957.60</u>
	TK Concrete, Inc. Amount	<u>\$525,955.00</u>
	Percentage of DBE/TSB Participation	<u>4.17%</u>

ENGINEERING DEPARTMENT  
CITY OF DES MOINES, IOWA

Activity ID 04-2017-023  
Date 8/8/2018

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50A

### PERMISSION TO SUBLET

**Project** 2nd Avenue and 3rd Street at Walnut Street Traffic Signal Replacements  
**Contractor** TK Concrete, Inc.  
**Federal Tax ID** 39-1898532      **Contract No.** 15203      **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>
Traffic Control, PDMS, Signs and Sign Posts	Quality Traffic Control 1704 E. Euclid Avenue Des Moines, IA 50313 (515) 289-1824 Federal Tax ID 81-0558645	No		\$25,420.00
Removal of Light Poles, Footing, and Existing Electrical System, Traffic Signalization	Van Maanen Electric, Inc. 627 North 19th Ave, East PO Box 1131 Newton, IA 50208 (641) 791-9473	No		\$268,759.75
Pavement Markings, Pavement Marking Symbols, and Pavement Marking Removal	Quality Striping, Inc. 1704 E. Euclid Ave Des Moines, IA 50313 (515) 289-1370 Federal Tax ID 27-1653825	No		\$9,105.00
HMA Paving, Brick Pavers	Paco Construction, LLC 9560 SE 56th Avenue Runnells, IA 50237 (515) 240-0625 Federal Tax ID 20-4493861	Yes		\$21,957.60

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	Previous Request	This Request	Total To Date
Cost of Items Sublet		\$325,242.35	\$325,242.35 (a)
Cost of Specialty Items Sublet			(b)
Cost of Sublet Items Less Specialty Items		\$325,242.35	\$325,242.35 (c)
Contract Amount			\$525,955.00 (d)
Contract Amount Less Total Specialty Items (d-b)			\$525,955.00 (e)
Percentage of Contract Sublet to Date (c/e)			61.84%

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

\_\_\_\_\_ 8/20/18  
Roll Call No. Date

**Quality Striping, Inc.**

**1704 E Euclid Avenue**

**Des Moines, IA 50313**

**27-1653825**

- **Painted Pavement Markings**
- **Permanent Tape Markings**
- **Precut Symbols**
- **Pavement Markings Removed**
- **Symbols and Legends Removed**
- **Grooves Cut for Pavement Markings**
- **Grooves Cut for Symbols and Legends**

**\$9,105.00**

**Quality Traffic Control, Inc.**

**1704 E Euclid Avenue**

**Des Moines, IA 50313**

**81-0558645**

- **Traffic Control**
- **PDMS**
- **Type A Sign**
- **Sign Post**
- **Remove and Relocate Existing Sign**

**\$25,420.00**

**Van Maanen Electric, Inc.**

**627 N 19<sup>th</sup> Ave. E**

**Newton, IA 50208**

**20-0582593**

- **Removal of Light Pole and Footings**
- **Removal of Electrical System**
- **Traffic Signalization**

**\$268,759.75**