

DATE December 17, 2018

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
2019 ADA DOWNTOWN SIDEWALK RAMP PROGRAM  
\$ 272,630.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$272,630.00, executed by Ti-Zack Concrete, Inc., Steve J. Rutt, President, 39352 221st Avenue, Le Center, MN, 56057 dated December 17, 2018, for the construction of the following improvement:

2019 ADA Downtown Sidewalk Ramp Program, 09-2018-003

The improvement includes construction of sidewalk ramps with Portland Cement Concrete (PCC) sidewalk four (4) inches, six (6) inches or eight (8) inches thick, together with all necessary appurtenances; in accordance with the contract documents, at various locations determined by the "Americans with Disabilities Act, City of Des Moines, Iowa, Transition Plan" throughout downtown in the City of 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

63A

DATE December 17, 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 18-669 attached)

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

FORM APPROVED Kathleen Vanderpool by AD  
 Kathleen Vanderpool  
 Deputy City Attorney

*SLN* Funding Source: 2018-2019 CIP, Page Street - 33, Sidewalks - ADA Compliance, SW095, G. O. Bonds

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

MOTION CARRIED APPROVED

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.

\_\_\_\_\_  
 Mayor

\_\_\_\_\_  
 City Clerk

Department of Engineering  
 City of Des Moines, Iowa



**CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION**  
**2019 ADA Downtown Sidewalk Ramp Program**

**Activity ID 09-2018-003**

On December 4, 2018, Ti-Zack Concrete, Inc., Steve J. Rutt, President, 39352 221st Avenue, Le Center, MN 56057 submitted a proposal for construction of the 2019 ADA Downtown Sidewalk Ramp Program, Activity ID 09-2018-003, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$272,630.00. 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 Ti-Zack 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>
None	N/A	\$0.00
	Estimated DBE/TSB Participation	\$0.00
	Ti-Zack Concrete, Inc. Amount	\$272,630.00
	Percentage of DBE/TSB Participation	0.00%

Copy

ENGINEERING DEPARTMENT  
CITY OF DES MOINES, IOWA

Activity ID 09-2018-003  
Date 12/10/2018

63A

### PERMISSION TO SUBLET

Project 2019 ADA Downtown Sidewalk Ramp Program

Contractor Ti-Zack Concrete, Inc.

Federal Tax ID 41-1961752 Contract No. 15240 Sublet Request No. 1

ITEM TO BE SUBLET	ORGANIZATION TO PERFORM WORK	DBE Y/N	COST OF SPECIALTY ITEMS	TOTAL COST OF WORK SUBLET
Barricade Supplier only	Bonnie's Barricades 1547 Michigan Street Des Moines, IA 50314-3532 (515) 282-8877 Federal Tax ID 42-1250395	Yes		\$15,000.00

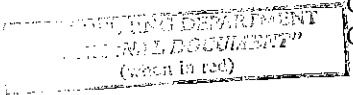
	Previous Request	This Request	Total To Date
Cost of Items Sublet		\$15,000.00	\$15,000.00 (a)
Cost of Specialty Items Sublet			(b)
Cost of Sublet Items Less Speciality Items		\$15,000.00	\$15,000.00 (c)
Contract Amount			\$272,630.00 (d)
Contract Amount Less Total Specialty Items (d-b)			\$272,630.00 (e)
Percentage of Contract Sublet to Date (c/e)			5.50%

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 - 12/17/18  
Roll Call No. Date

Fenstermann, Matt C.

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**From:** jimleary@frontier.com  
**Sent:** Friday, December 7, 2018 11:03 AM  
**To:** Fenstermann, Matt C.  
**Cc:** chartwig@frontier.com; tizack@frontiernet.net  
**Subject:** RE: City of Des Moines - 2019 ADA Downtown Sidewalk Program Contract # 09-2018-003

The subcontract amount will be \$15000.

From: jimleary@frontier.com <jimleary@frontier.com>  
Sent: Friday, December 7, 2018 11:01 AM  
To: 'Fenstermann, Matt C.' <MCFenstermann@dmgov.org>  
Cc: 'chartwig@frontier.com' <chartwig@frontier.com>; 'tizack@frontiernet.net' <tizack@frontiernet.net>  
Subject: City of Des Moines - 2019 ADA Downtown Sidewalk Program Contract #09-2018-003

Matt,

For the 2019 ADA Downtown Sidewalk Ramp Program 09-2018-003 we will have just one subcontractor on the project:

TRAFFIC CONTROL:

Bonnie's Baricades

1547 Michigan Street

Des Moines, Iowa 50314

515-282-8877

Thank you

Jim Leary

Ti-Zack Concrete, Inc.

