

DATE April 22, 2019

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
2019 ARTERIAL & COLLECTOR ROUTE ADA SIDEWALK RAMP PROGRAM
\$ 925,350.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$925,350.00, executed by TK Concrete, Inc., Tony J. Ver Meer, President, 1608 Fifield Road, Peella, IA, 50219 dated April 22, 2019, for the construction of the following improvement:

2019 Arterial & Collector Route ADA Sidewalk Ramp Program, 09-2019-002

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 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

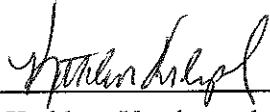
51A

DATE April 22, 2019

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 19-177 attached)

Moved by _____ to adopt.

FORM APPROVED 
 Kathleen Vanderpool
 Deputy City Attorney

SLN Funding Source: 2019-2020 CIP, Page Street – 28, Sidewalks - ADA Compliance, SW095, G. O. Bonds, Being: \$525,350 G.O. Bonds Issued; \$400,000 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



CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION
2019 Arterial & Collector Route ADA Sidewalk Ramp Program

Activity ID 09-2019-002

On March 26, 2019, TK Concrete, Inc., Tony J. Ver Meer, President, 1608 Fifield Road, Pella, IA 50219 submitted a proposal for construction of the 2019 Arterial & Collector Route ADA Sidewalk Ramp Program, Activity ID 09-2019-002, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$925,350.00. 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>
None	N/A	\$0.00
	Estimated DBE/TSB Participation	\$0.00
	TK Concrete, Inc. Amount	\$925,350.00
	Percentage of DBE/TSB Participation	0.00%

PERMISSION TO SUBLET

Project 2019 Arterial & Collector Route ADA Sidewalk Ramp Program
Contractor TK Concrete, Inc.
Federal Tax ID 39-1898532 Contract No. 15268 Sublet Request No. 1

ITEM TO BE SUBLET	ORGANIZATION TO PERFORM WORK	DBE Y/N	COST OF SPECIALTY ITEMS	TOTAL COST OF WORK SUBLET
Traffic Loop Detector Replacement	Van Maanen Electric, Inc. 627 North 19th Ave, East PO Box 1131 Newton, IA 50208 (641) 791-9473	No		\$9,000.00
Traffic Control (Supplier only)	Iowa Plains Signing, Inc. P.O. Box 654 1110 W. 6th Avenue Slater, IA 50244 (515) 685-3536 Federal Tax ID 42-1501734	No		\$10,900.00
Hauling and Roll-off Dumpster Supplier	Maxim Trucking & Materials 902 W. 8th Street Pella, IA 50219 (641) 628-4012 Federal Tax ID 27-1591668	No		\$50,000.00

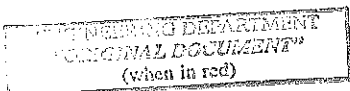
	Previous Request	This Request	Total To Date
Cost of Items Sublet		\$69,900.00	\$69,900.00 (a)
Cost of Specialty Items Sublet			(b)
Cost of Sublet Items Less Speciality Items		\$69,900.00	\$69,900.00 (c)
Contract Amount			\$925,350.00 (d)
Contract Amount Less Total Specialty Items (d-b)			\$925,350.00 (e)
Percentage of Contract Sublet to Date (c/e)			7.55%

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



19- 4/22/19
Roll Call No. Date

SIA

Fenstermann, Matt C.

Subject:

FW: 2019 Arterial Ramp Program

09-2019-002

Subject: RE: 2019 Arterial Ramp Program

\$9,000 for Van Maanen

Sincerely,

Anthony J Vermeer
President
Vermeer Group

So, we'll get Iowa Plains approved for \$10,900, and Maxim Trucking for \$50,000.

Will you want Van Maanen approved for Loop Detectors? If so, what \$ amount will they do?

Matt

Matt,

So we will go with Iowa Plains Signage & there amount is \$10,900

Thank you Matt.

Sincerely,

Anthony J Vermeer

Matt,

I would say to play it safe put \$50,000 as we will have them do some hourly hauling for us as well as haul us grade material, black dirt etc....as well as concrete washout boxes.

Thank you

Anthony (Tony) J VerMeer

Vermeer Group
President
Office: (641) 628-4590

Hello Tony,

We will want to add Maxim Trucking as a subcontractor for this project, but we will call them a 'supplier only'.

Matt Fenstermann