



Roll Call Number

Agenda Item Number

67A

DATE August 5, 2020 reconvened from August 3, 2020

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
BLANK GOLF COURSE CART PATH REPAIRS
\$262,200.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$262,200.00, executed by Paco Construction, LLC, Gustavo Villarreal, President, 9410 SE 56th Avenue, Runnells, IA, 50237 dated August 3, 2020, for the construction of the following improvement:

Blank Golf Course Cart Path Repairs, 11-2020-010

The improvement includes the repair of golf cart paths including Hot Mix Asphalt (HMA), Recycled HMA millings, chain link fencing; all in accordance with the contract documents, including Plan File Nos. 619-136/148, located at the Blank Golf Course 7410 S.W. 9th 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 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 Interim 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 20-331 attached)

Moved by _____ to adopt.

FORM APPROVED s/Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

SLN Funding Source: 2020-21 OperatingBud, Page 179, Golf Contracted Operations, OP210, Being:
Golf Operations Funds

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|----------------|------|------|------|--------|
| COWNIE | | | | |
| BOESEN | | | | |
| GATTO | | | | |
| GRAY | | | | |
| MANDELBAUM | | | | |
| VOSS | | | | |
| WESTERGAARD | | | | |
| TOTAL | | | | |

MOTION CARRIED APPROVED

Mayor

I, P. Kay Cmelik, 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

67A

Department of Engineering
City of Des Moines, Iowa



CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION

Blank Golf Course Cart Path Repairs

Activity ID 11-2020-010

On July 7, 2020, Paco Construction, LLC, Gustavo Villarreal, President, 9410 SE 56th Avenue, Runnells, IA 50237 submitted a proposal for construction of the Blank Golf Course Cart Path Repairs, Activity ID 11-2020-010, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$262,200.00. The proposal included a statement that the Disadvantaged Business Enterprise/Targeted Small Business (DBE/TSB) Program shall not apply to this project.

The Engineering Department has prepared this report summarizing the information that Paco Construction, LLC, 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 |
| | Paco Construction, LLC Amount | \$262,200.00 |
| | Percentage of DBE/TSB Participation | 0.00% |

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ENGINEERING DEPARTMENT
CITY OF DES MOINES, IOWA

Activity ID 11-2020-010
Date 7/16/2020

PERMISSION TO SUBLET

Project Blank Golf Course Cart Path Repairs
Contractor Paco Construction, LLC
Federal Tax ID 20-4493861 **Contract No.** 15386 **Sublet Request No.** 1

| ITEM TO BE SUBLET | ORGANIZATION TO PERFORM WORK | DBE Y/N | COST OF SPECIALTY ITEMS | TOTAL COST OF WORK SUBLET |
|-------------------|---|---------|-------------------------|---------------------------|
| Fence | Des Moines Steel Fence Co., Inc. 2045 NE 46th Avenue, Suite A Des Moines, IA 50313 (515) 270-6227 x. 203 Federal Tax ID 42-1349195 | No | | \$2,980.00 |

| | Previous Request | This Request | Total To Date |
|--|------------------|--------------|------------------|
| Cost of Items Sublet | | \$2,980.00 | \$2,980.00 (a) |
| Cost of Specialty Items Sublet | | | (b) |
| Cost of Sublet Items Less Specialty Items | | \$2,980.00 | \$2,980.00 (c) |
| Contract Amount | | | \$262,200.00 (d) |
| Contract Amount Less Total Specialty Items (d-b) | | | \$262,200.00 (e) |
| Percentage of Contract Sublet to Date (c/e) | | | 1.14% |

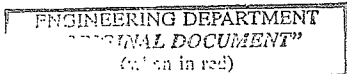
The prime contractor's request for Permission to Sublet the above items of work is approved with the understanding that the prime contractor shall be held responsible for the subcontractors' full compliance of all terms of the contract.

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

20- 8/3/20
Roll Call No. Date



Brady, Timothy B.

From: Gustavo Villarreal <rocksvillarreal@aol.com>
Sent: Thursday, July 16, 2020 7:14 AM
To: Brady, Timothy B.
Subject: Re: Subcontractors

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

SUB-DES MOINES STEEL FENCE CO.INC.
2045 N.E. 46TH AVE,STE A
DES MOINES, IOWA 50313
ITEM# 7 REMOVAL AND REPLACEMENT OF 6 FT CHAIN LINK FENCE. AMOUNT IS 2980.00

-----Original Message-----

From: Brady, Timothy B. <TBBrady@dmgov.org>
To: rocksvillarreal@aol.com <rocksvillarreal@aol.com>
Sent: Wed, Jul 15, 2020 12:04 pm
Subject: Subcontractors

Please send me list of subs for the Blank golf cart path repair project. Include name , address, description, and dollar amount.

Timothy B. Brady, P.E.
Civil Engineer II
515-283-4025
Cell: 515-208-4025
Email: tbrady@dmgov.org