



**Roll Call Number**

---

**Agenda Item Number**

54 A

DATE October 19, 2020

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
BILL RILEY TRAIL REPAIR AT THE IOWA INTERSTATE RAILROAD BRIDGE  
\$354,342.82

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$354,342.82, executed by RW Excavating Solutions, LC, Dan E. Wilson, Managing Member, 13293 S.88th Avenue W, Prairie City, IA, 50228 dated October 19, 2020, for the construction of the following improvement:

Bill Riley Trail Repair at the Iowa Interstate Railroad Bridge, 112020004

The improvement includes repairing the Bill Riley Trail at the Iowa Interstate Railroad Bridge including clearing and grubbing, bank grading and shaping, rip rap, steel sheet pile, 6-inch Portland Cement Concrete (PCC) pavement, chain link fence, 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. 619-224/244, located in Des Moines Water Works Park along the bank of Walnut Creek, 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 Departments. 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**

54A

DATE October 19, 2020

BE IT FURTHER RESOLVED: That the Director of Finance 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 20-457 attached)

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

FORM APPROVED s/ Kathleen Vanderpool  
Kathleen Vanderpool  
Deputy City Attorney

*SLW* Funding Source: 2020-2021 CIP, Page Parks – 15, Multi-Use Trails, PK045, Being:  
Anticipated FEMA funding \$265,757, Anticipated State funding \$35,434, G.O. Bonds Issued \$53,151,82

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

MOTION CARRIED APPROVED

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.

\_\_\_\_\_  
Mayor

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



**CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION**  
**Bill Riley Trail Repair at the Iowa Interstate Railroad Bridge**

**Activity ID 112020004**

On October 6, 2020, RW Excavating Solutions, LC, Dan E. Wilson, Managing Member, 13293 S.88th Avenue W, Prairie City, IA 50228 submitted a proposal for construction of the Bill Riley Trail Repair at the Iowa Interstate Railroad Bridge, Activity ID 112020004, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$354,342.82. 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 RW Excavating Solutions, LC, 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
	RW Excavating Solutions, LC Amount	\$354,342.82
	Percentage of DBE/TSB Participation	0.00%