



**Roll Call Number**

**Agenda Item Number**

40 A

DATE April 19, 2021

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
2021 CITY-WIDE PCC PAVEMENT RESTORATION PROGRAM  
\$660,775.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$660,775.00, executed by TK Concrete, Inc., Tony J. Ver Meer, President, 1608 Fifield Road, Pella, IA, 50219 dated April 19, 2021, for the construction of the following improvement:

2021 City-wide PCC Pavement Restoration Program, 062021005

The improvement includes drilling, doweling, furnishing, placing, curing, sawing, and sealing Portland Cement Concrete (PCC) pavement patches of various thickness in a cooperative effort with the City of Des Moines, Public Works Department, at the following locations in Des Moines, Iowa:

- 3rd Street from Madison Avenue to Aurora Avenue
- 9th Street from School Street to Crocker Street
- 12th Street from Crocker Street to School Street
- 15th Street from Crocker to Center Street
- E. 22nd Court from Maple Street to E. University Avenue
- 39th Place from Aurora Avenue to Shawnee Avenue
- E. 39th Court from Hull Avenue to E. Sheridan Avenue
- E. 40th St from Hull Avenue to E. Sheridan Avenue
- 54th Street from Aurora Avenue to Merced Street
- Ascension Street from 16th Street to 17th Street
- Caulder Avenue from S.W. 12th Street to S.W. 9th Street
- Clark Street from Illinois Street to Michigan Street
- Creston Avenue from S.W. 63rd street to S.W. 61st Street
- Cumming Parkway from Pleasant Drive to Harwood Drive
- Dagle Drive from 59th Street to Cumming Parkway
- E. Madison Avenue from E. 42nd Street to E. 41st Street
- E. Market Street from S.E. 25th Court to S.E. 24th Court
- Glen Ellen Drive from E. 38th Street to E. 39th Street
- Johnson Street from S.W. 14th Street to S.W. 13th Street
- Lynner Drive from MLK Pkwy to Oakshire Road
- Madison Avenue from Sherwood Avenue to M.L.K. Jr. Parkway
- Payton Avenue from S.W. 4th Street to S.W. 8th Street
- Post Street from 27th Street to M.L.K. Jr. Parkway
- Shawnee Avenue from 2nd Avenue to 1st Street
- Tonka Avenue from S.W. 59th Street to S.W. 62nd Street
- Welbeck Road from Boston Avenue to Glenarm Court
- Westwood Drive from 56th Street east to dead-end
- Williams Street from Timber Lane to E. University Avenue



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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.

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 21-176 attached)

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

FORM APPROVED s/Kathleen Vanderpool  
Kathleen Vanderpool  
Deputy City Attorney

SLW

Funding Source: 2021-2022 CIP, Page 108, Public Works - Concrete Street and Curb Rehab, ST102, G. O. Bonds



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

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Department of Engineering  
City of Des Moines, Iowa



**CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION**  
**2021 City-wide PCC Pavement Restoration Program**

**Activity ID 062021005**

On March 23, 2021, TK Concrete, Inc., Tony J. Ver Meer, President, 1608 Fifield Road, Pella, IA 50219 submitted a proposal for construction of the 2021 City-wide PCC Pavement Restoration Program, Activity ID 062021005, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$660,775.00. 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 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	\$660,775.00
	Percentage of DBE/TSB Participation	0.00%

*Copy*  
*40A*

### PERMISSION TO SUBLET

**Project** 2021 City-wide PCC Pavement Restoration Program

**Contractor** TK Concrete, Inc.

**Federal Tax ID** 391898532      **Contract No.** 15485      **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>
Loop Detectors	Iowa Signal, Inc. 3711 S.E. Capitol Circle Grimes, IA 50111 (515) 249-5076 Federal Tax ID 421052245	No		\$12,800.00
Pavement Markings	Iowa Plains Signing, Inc. P.O. Box 654 1110 W. 6th Avenue Slater, IA 50244 (515) 685-3536 Federal Tax ID 421501734	No		\$17,000.00
Testing and Monitoring	Team Services, Inc. 717 SE 6th Street Des Moines, IA 50309-5212 Federal Tax ID 421416550	No		\$6,180.56

ENGINEERING DEPARTMENT  
"FINAL DOCUMENT"  
(when in red)

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	Previous Request	This Request	Total To Date	
Cost of Items Sublet		\$35,980.56	\$35,980.56	(a)
Cost of Specialty Items Sublet				(b)
Cost of Sublet Items Less Specialty Items				(c)
Contract Amount			\$660,775.00	(d)
Contract Amount Less Total Specialty Items (d-			\$660,775.00	(e)
Percentage of Contract Sublet to Date (c/e)			5.45%	

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

21-                      4/19/21  
 Roll Call No.                      Date

**Stroud, Jackie L.**

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**From:** Tony VerMeer <tvm@vermeergroup.com>  
**Sent:** Tuesday, April 13, 2021 9:23 AM  
**To:** Knudtson, Jake P.  
**Subject:** FW: 2021 City-wide PCC Pavement Restoration Program

**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.

Jake,

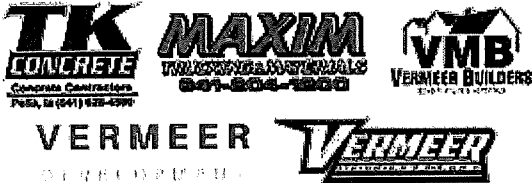
Updated subs below...sorry bout that I had the wrong job file when I was looking yesterday...

If you need any additional info get from billie in our office.

Thank you

Sincerely,

Anthony J Vermeer  
President  
Vermeer Group



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**From:** Billie Stout <billie@vermeergroup.com>  
**Sent:** Tuesday, April 13, 2021 8:20 AM  
**To:** tvm@vermeergroup.com; Kirk Salnave <kirk@vermeergroup.com>  
**Subject:** FW: 2021 City-wide PCC Pavement Restoration Program

Iowa Signal- 12,800 Loop Detector  
Iowa Plains-17,000 Markings, symbols and epoxy 3-6  
Team Services-6180.56- testing and monitoring

Is these 3 the only ones we have for subs on this job?

**Billie Stout**  
**Payroll & Human Resources**  
**Estimating Assistant**

OFFICE OF THE DEPARTMENT  
"OFFICIAL DOCUMENT"  
(when in red)

**TK Concrete, Inc**  
**Maxim Trucking & Materials**  
**1608 Fifield Rd**  
**Pella, IA 50219**  
**(641) 628-4590 Phone**  
**(641) 628-0064 Fax**  
**<http://tkconcreteia.com>**  
**<http://maximtrucking.com>**

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**From:** Knudtson, Jake P. <[JPKnudtson@dmgov.org](mailto:JPKnudtson@dmgov.org)>  
**Sent:** Monday, April 12, 2021 7:46 AM  
**To:** [billie@vermeergroup.com](mailto:billie@vermeergroup.com)  
**Subject:** 2021 City-wide PCC Pavement Restoration Program

Tony,


You are the apparent low-bidder for the 2021 City-wide PCC Pavement Restoration Program.

Could you please provide a list of subcontractors, task to be completed, and cost for each?

Thanks!

**JAKE KNUDTSON, E.I.T.** | CITY OF DES MOINES  
Civil Engineer I | Engineering Department  
(515) 208-4045  
**DSM.city** | 400 Robert D. Ray Drive | Des Moines, Iowa 50309

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