



DATE April 19, 2021

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
MEREDITH TRAIL BANK REPAIR NEAR S.W. 7TH STREET
\$642,744.10

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$642,744.10, executed by RW Excavating Solutions, LC, Dan E. Wilson, Managing Member, 13293 S.88th Avenue W, Prairie City, IA, 50228 dated April 19, 2021, for the construction of the following improvement:

Meredith Trail Bank Repair near S.W. 7th Street, 112021007

The improvement includes clearing and grubbing, Class 10 excavation, rip rap, 15-inch storm sewer, storm intakes, pavement removal, modified subbase, Hot Mix Asphalt (HMA), surface restoration, and other incidental items; all in accordance with the contract documents, including Plan File Nos. 628-001/018, located along the north side of the Meredith Trail on the south bank of the Raccoon River near S.W. 7th 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 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

43A

DATE April 19, 2021

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 21185 attached)

Moved by _____ to adopt.

FORM APPROVED s/ Kathleen Vanderpool

Kathleen Vanderpool
Deputy City Attorney

Funding Source: 2021-2022 CIP, Page 73, Park Infrastructure, PK175, Being:
\$519,117.30 in G.O. Bonds and \$123,626.80 from the Wastewater Reclamation Authority (WRA)

SLN

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT	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.
COWNIE					
WESTERGAARD					
GRAY					
BOESEN					
VOSS					
MANDELBAUM					
GATTO					
TOTAL					
MOTION CARRIED				APPROVED	

Mayor

City Clerk



CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION

Meredith Trail Bank Repair near S.W. 7th Street

Activity ID 112021007

On March 23, 2021, 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 Meredith Trail Bank Repair near S.W. 7th Street, Activity ID 112021007, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$642,744.10. 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	\$642,744.10
	Percentage of DBE/TSB Participation	0.00%