



65A

DATE June 14, 2021

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
2021 HMA RESURFACING PROGRAM CONTRACT 1
\$572,155.93

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$572,155.93, executed by OMG Midwest, Inc. dba Des Moines Asphalt & Paving, 2401 SE Tones Drive, Ste. 13, Ankeny, IA, 50021 dated June 14, 2021, for the construction of the following improvement:

2021 HMA Resurfacing Program Contract 1, 062020018

The improvements include:

1) Scarification of existing asphalt streets, furnish and place Hot Mix Asphalt (HMA), furnish and place pavement markings, traffic control and other incidental items; all in accordance with the contract documents, including Plan File Nos. 629-072/105, at the following locations, Des Moines, Iowa:

- River Oaks Drive – Lincoln Place Drive to SW 42nd Street
- Mahaska Parkway - Lincoln Place Drive south to railroad tracks
- Woodland Road – 61st Street to 63rd Street
- 62nd Street - Woodland Road to Pleasant Drive
- Payne Road - Martin Luther King, Jr. Parkway to 30th Street
- 10th Street - Franklin Avenue to Hickman Road
- East 22nd Street - Easton Boulevard to Thompson Avenue

2) Furnishing all labor, materials and equipment necessary to remove existing pavement markings, install pavement markings and associated traffic control; all in accordance with the contract documents, along Locust Street from 2nd Avenue to 17th 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.



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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 21-239 attached)

Moved by _____ to adopt.

FORM APPROVED s/Kathleen Vanderpool

Kathleen Vanderpool
Deputy City Attorney



Funding Source: 2021-2022 CIP, Page 111, Roadway Rehabilitation – Collector, ST217, Gaming Monies,



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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



CONTRACTOR’S ANTICIPATED DBE/TSB UTILIZATION
2021 HMA Resurfacing Program Contract 1

Activity ID 062020018

On May 25, 2021, OMG Midwest, Inc. dba Des Moines Asphalt & Paving, 2401 SE Tones Drive, Ste. 13, Ankeny, IA 50021 submitted a proposal for construction of the 2021 HMA Resurfacing Program Contract 1, Activity ID 062020018, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$572,155.93. 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 OMG Midwest, Inc. dba Des Moines Asphalt & Paving 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
	OMG Midwest, Inc. dba Des Moines Asphalt & Paving Amount	\$572,155.93
	Percentage of DBE/TSB Participation	0.00%