



**Roll Call Number**

**Agenda Item Number**

47A

DATE February 7, 2022

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
CHESTERFIELD PARK WATER PLAYGROUND AND IMPROVEMENTS  
\$1,875,639.77

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$1,875,639.77, executed by Caliber Concrete, LLC, Jason Martin, Owner, 309 Audubon Street, Adair, IA, 50002 dated February 7, 2022, for the construction of the following improvement:

Chesterfield Park Water Playground and Improvements, 112019014

The improvements include clearing and grubbing, class 10 excavation, storm sewer installation, splash pad, playground, Portland Cement concrete (PCC) walking path, PCC parking lot, open-air shelter, PCC basketball courts, futsal court, existing restroom renovation and miscellaneous associated work including cleanup and restoration; all in accordance with the contract documents, including Plan File No. 637-184/232, located at Chesterfield Park, 2719 E. Martin Luther King Jr. Pkwy, 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.



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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 22-042 attached)

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

FORM APPROVED s/Kathleen Vanderpool  
Kathleen Vanderpool  
Deputy City Attorney

SLN  
pw

Funding Source: 2021-2022 CIP, Page 81, Chesterfield Park Improvements, PK187, Being:  
\$930,000 G.O. Bonds Issued; \$50,000 G.O. Bonds Issued transferred from PK034; \$160,000 G.O. Bonds Issued transferred from PK176; \$75,000 Private; \$200,000 Land and Water Conservation fund Grant administered by the Iowa Department of Natural Resources; \$250,000 G.O. Bonds to be transferred from PK034; \$200,000 G.O. Bonds to be transferred from PK137; and the remaining \$10,639.77 GO Bonds to be transferred from PK143

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

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.

MOTION CARRIED APPROVED

\_\_\_\_\_  
Mayor

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

Department of Engineering  
 City of Des Moines, Iowa



**CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION**

**Chesterfield Park Water Playground and Improvements**

**Activity ID 112019014**

On January 25, 2022, Caliber Concrete, LLC, Jason Martin, Owner, 309 Audubon Street, Adair, IA 50002 submitted a proposal for construction of the Chesterfield Park Water Playground and Improvements, Activity ID 112019014, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$1,875,639.77. 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 Caliber Concrete, 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
	Caliber Concrete, LLC Amount	\$1,875,639.77
	Percentage of DBE/TSB Participation	0.00%