



DATE April 18, 2022

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
BROOK RUN PARK IMPROVEMENTS  
\$411,897.50

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$411,897.50, executed by Caliber Concrete, LLC, Jason Martin, Owner, 309 Audubon Street, Adair, IA, 50002 dated April 18, 2022, for the construction of the following improvement:

Brook Run Park Improvements, 112022001

The improvement includes clearing and grubbing, earthwork, storm sewer installation, Portland Cement Concrete (PCC) pavement, playground equipment, safety surfacing, seeding, and associated work including cleanup and restoration; all in accordance with the contract documents, including Plan File No. 639-260/269, located at Brook Run Park, 4901 E. Douglas Avenue, 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

**59A**

DATE April 18, 2022

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 22-168 attached)

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

FORM APPROVED

FUNDS AVAILABLE

s/ Kathleen Vanderpool  
Kathleen Vanderpool  
Deputy City Attorney

s/Nickolas J. Schaul  
Nickolas J. Schaul  
Director of Finance

Funding Source: 2022-23 CIP, Page 84, Park Playground Improvements, PK185 , Being: \$242,147.50 G.O. Bonds and \$169,750 G.O. Bonds to be transferred from PK045

SLW  
pw

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					
BOESEN					
GATTO					
MANDELBAUM					
SHEUMAKER					
VOSS					
WESTERGAARD					
TOTAL					
MOTION CARRIED				APPROVED	

\_\_\_\_\_  
Mayor

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

59A

Department of Engineering  
City of Des Moines, Iowa



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

**Brook Run Park Improvements**

**Activity ID 112022001**

On March 22, 2022, Caliber Concrete, LLC, Jason Martin, Owner, 309 Audubon Street, Adair, IA 50002 submitted a proposal for construction of the Brook Run Park Improvements, Activity ID 112022001, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$411,897.50. 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	\$411,897.50
	Percentage of DBE/TSB Participation	0.00%