



Date May 08, 2023

APPROVAL OF CONTRACT AND BOND ON NORTH VALLEY DRIVE AND GRAND AVENUE SIDEWALK AND RAILROAD CROSSING IMPROVEMENTS, \$580,895.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$580,895.00, executed by TK Concrete, Inc., Tony J. Ver Meer, President, 1608 Fifield Road, Pella, IA, 50219 dated May 08, 2023, for the construction of the following improvement:

North Valley Drive and Grand Avenue Sidewalk and Railroad Crossing Improvements, 042023009

The improvement includes earthwork, Portland Cement Concrete (PCC) sidewalks, PCC curb and gutter, PC driveways, pavement removal, Hot Mix Asphalt (HMA) street approaches, pavement markings, new storm sewer and storm sewer intakes, signage and other incidental items; all in accordance with the contract documents, including Plan File No. 655-001/043, along the Iowa Interstate Railroad near North Valley Drive and Grand Avenue in the City of 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 City Engineer is hereby authorized to approve requests to sublet work from the Contractor, 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.

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.



Roll Call Number

Agenda Item Number

44A

Date May 08, 2023

(Council Communication No. 23-228 attached)

Moved by _____ to adopt. Second by _____

FORM APPROVED:

FUNDS AVAILABLE:

s/Kathleen Vanderpool

s/Nickolas J. Schaul

Kathleen Vanderpool
Deputy City Attorney

Nickolas J. Schaul
Director of Finance

Funding Source: 2023-24 CIP, Page 171, Sidewalks - School and Priority Routes, SW081, Being: \$372,895 in G.O. Bonds, anticipated \$65,000 in Federal funds from Iowa DOT, and the remaining \$70,000 in G.O. Bonds transferred from 2023-24 CIP, Page 115, Railroad Crossing Surface Repairs & Signal Improvements, ST139, and the remaining \$73,000 in G.O. Bonds transferred from 2023-24 CIP, Page 176, Traffic Calming Improvements, TR032

SLN
pw

COUNCIL ACTION	Yeas	Nays	Pass	Absent
COWNIE				
BOESEN				
GATTO				
MANDELBAUM				
SHEUMAKER				
VOSS				
WESTERGAARD				
TOTAL				
MOTION CARRIED			APPROVED	

CERTIFICATE

I, Laura Baumgartner, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, 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

Department of Engineering
City of Des Moines, Iowa



CONTRACTOR'S ANTICIPATED DBE/TSB UTILIZATION
North Valley Drive and Grand Avenue Sidewalk and Railroad Crossing Improvements

Activity ID 042023009

On April 25, 2023, TK Concrete, Inc., Tony J. Ver Meer, President, 1608 Fifield Road, Pella, IA 50219 submitted a proposal for construction of the North Valley Drive and Grand Avenue Sidewalk and Railroad Crossing Improvements, Activity ID 042023009, which the City Council has determined to be the lowest responsible, responsive bid for said project in the amount of \$580,895.00. 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 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	\$580,895.00
	Percentage of DBE/TSB Participation	0.00%