

★ Roll Call Number

08-612

Agenda Item Number

56A

DATE April 7, 2008

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
INGERSOLL AVENUE STREETScape IMPROVEMENTS – 29TH TO 31ST STREETS  
\$1,243,097.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$1,243,097.00, executed by Jasper Construction Services, Inc., Steven J. Rhoads, President, 928 N 19th Avenue East, Newton, IA, 50208 dated April 7, 2008, for the construction of the following improvement:

Ingersoll Avenue Streetscape Improvements – 29th to 31st Streets, 04-2005-011, STP-E-1945(706)-8V-77

The improvement includes constructing curb, sidewalks, driveways, storm sewer, planters, landscaping, and other incidental items; in accordance with the contract documents, including Plans File Nos. 487-001/072 on Ingersoll Avenue from 29th to 31st Streets, 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. 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, 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.

BE IT FURTHER RESOLVED: That the attached communication from said Contractor requesting permission to sublet designated items and the attached Permission to Sublet form, be and are hereby approved subject to each subcontractor's compliance with the City of Des Moines Contract Compliance Program. The City Manager is hereby directed to sign said Permission to Sublet form granting permission for said listed subcontractor to work on said improvement upon each subcontractor's compliance with the City of Des Moines Contract Compliance Program as monitored by the Engineering Department.

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BE IT FURTHER RESOLVED: That the Des Moines Finance Director 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.

Moved by Kiernan to adopt.

FORM APPROVED Kathleen Vanderpool  
 Kathleen Vanderpool  
 Deputy City Attorney

*EFB* Funding Source: 2007-2008 CIP, Page Street-24, Ingersoll Streetscape Improvements 28th - 31st, STR221, Being: \$43,752 in G. O. Bonds; \$674,345 in Storm Water Utility Funds which includes an additional \$150,000 transfer from City-wide Storm Water Utility Projects, Page Storm-5, STE057; \$275,000 in Vision Iowa CAT Grant; \$150,000 in Federal Surface Transportation Program funds under STP-E-1945(706)-8V-77; and a \$100,000 transfer of G. O. Bonds to be issued 2008-09 from Streetscape Improvement, Page Street-47 STR231

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				✓
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
TOTAL	6			1

MOTION CARRIED APPROVED  
Chilton L. Heasley  
 MAYOR PRO TEM Mayor

I, Diane Rauh, 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.

Diane Rauh  
 City Clerk