

★ Roll Call Number

08-1542

Agenda Item Number

Ap A

DATE August 25, 2008

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
42ND STREET & KINGMAN BOULEVARD WIDENING AND SIGNALIZATION  
\$350,782.18

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$350,782.18, executed by Grimes Asphalt & Paving Corp., J M Yonker, President, 12021 NW 54th Avenue, Grimes, IA, 50111 dated August 25, 2008, for the construction of the following improvement:

42nd Street & Kingman Boulevard Widening and Signalization, 06-2007-019  
CS-TSF-1945(730)--85-77

The improvement includes construction of 7" thick PCC pavement widening, 2" HMA overlay, storm sewer, pavement markings, traffic signals, and other incidental items; in accordance with the contract documents, including Plan File Nos. 490-059/101, on 42nd Street from 189 feet south of Kingman Boulevard to 195 feet north of Kingman Boulevard, 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 Pro Tem 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 Pro Tem and attested to by the City Clerk.

BE IT FURTHER RESOLVED: That after said contract has been executed by the Mayor Pro Tem, 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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**Agenda Item Number**  
46 A

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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 Coleman to adopt.

FORM APPROVED Kathleen Vanderpool  
 Kathleen Vanderpool  
 Deputy City Attorney

Funding Source: 2008-2009 CIP, Page Traffic-5, City-wide Signals, Channelization, and School Crossing Protection Program, TFC091, Being:  
 \$300,000 in Iowa DOT Traffic Safety Funds for 100% of construction contract costs only (Max \$300,000) with the remainder in G. O. Bonds

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
TOTAL	7			

MOTION CARRIED APPROVED  
Christine 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