



Roll Call Number

10-673

Agenda Item Number

61A

DATE April 26, 2010

APPROVAL OF CONTRACT AND BOND
2009 BRIDGE EMBANKMENT SCOUR REPAIRS
\$ 40,915.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$40,915.00, executed by T K Concrete Inc., Tony J. VerMeer, President, 1608 Fifield Road, Pella, IA, 50219 dated April 26, 2010, for the construction of the following improvement:

2009 Bridge Embankment Scour Repairs, 12-2009-004
FEMA Disaster 1763 Project PW5253

The improvement includes a Class 10 borrow excavation, concrete slope pavement, remove and replace 4" PCC, 24" CMP pipe with flared end section, Class 'B' revetment, abutment and wing slope grading, flowable mortar and tree protection in accordance with the contract documents including Plan File Nos. 517-006/013 at the following bridge sites: Scott Avenue Bridge over Des Moines River, South Union Street Bridge over Yeader Creek, Easter Lake Drive and Evergreen Drive Bridges over Easter Lake and SE 30th Street Viaduct over UPRR Yard all in 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, bond, and certificate of insurance acceptable to the Engineering and Legal 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, bond, and certificate of insurance acceptable to the Engineering and Legal Departments, 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.

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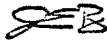
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BE IT FURTHER RESOLVED: That the Des Moines Finance Director is hereby authorized to encumber this contract amount against the funds as identified below, and to acquire Builder's Risk Insurance, if appropriate, for the above referenced improvement.

Moved by Coleman to adopt.

FORM APPROVED Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

 Funding Source: 10/11 Operate Budget, Page 117, Storm Mitigation/Recovery, OPR178, Being: Anticipate 100% FEMA reimbursement under FEMA Disaster 1763 Project PW5253

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			

MOTION CARRIED

APPROVED

T. M. Franklin
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