



**Roll Call Number**

10-675

**Agenda Item Number**

62A

DATE April 26, 2010

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
HIGHLAND HILLS SANITARY SEWER LINING  
\$783,910.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$783,910.00, executed by Insituform Technologies USA, Inc., J. Joseph Burgess, President & CEO, 17988 Edison Avenue, Chesterfield, MO, 63005 dated April 26, 2010, for the construction of the following improvement:

Highland Hills Sanitary Sewer Lining, 07-2010-002

08-DRI-207

The improvement includes cleaning and lining of approximately 25,000 lineal feet of 8" through 18" sanitary sewer; all in accordance with the contract documents, including Plan File Nos. 517-001/005 at an area bounded by S.W. 9th Street, Army Post Road, S.W. 14th Street and County Line Road, 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 subject to concurrence by the Iowa Department of Economic Development, 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 Permission to Sublet form, from said Contractor requesting permission to sublet designated items, be and is hereby approved, subject to receipt of the contract, bond, and certificate of insurance acceptable to the Engineering and Legal Departments; and each subcontractor is hereby granted permission to work on said improvement.



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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 Hensley to adopt.

FORM APPROVED Kathleen Vanderpool  
Kathleen Vanderpool  
Deputy City Attorney

Funding Source: 2010-2011 CIP, Page Sanitary-11, Highland Hills Sewer Lining, SAE131, Being: \$783,910 in HUD Disaster funds from the Iowa Department of Economic Development for 100% of construction costs associated with the lining of the Highland Hills Sanitary System (\$1,200,000 maximum less \$393,300 for 07-2010-001 cleaning contract equals \$806,700 available for 07-2010-002) in Federal Jumpstart Infrastructure Assistance funds

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