

★ Roll Call Number

10-854

Agenda Item Number

59A

DATE May 24, 2010

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
RIVERWALK - NORTH OF ARMORY BUILDING
\$ 761,274.50

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$761,274.50, executed by Alliance Construction Group, LLC, Dustin Jones, President, 3100 SE Enterprise Drive, Grimes, IA, 50111 dated May 24, 2010, for the construction of the following improvement:

Riverwalk - North of Armory Building, 11-2010-011
SRT-1945(762)--9H-77

The improvement includes removal and reconstruction of approximately 507 LF of PCC floodwall between the Brenton Skating Plaza and the newly constructed Center Street Bridge; and also includes precast concrete unit pavers; PCC curb and gutter; HMA parking lot resurfacing; HMA recreational trail; PCC sidewalk; site electrical; sodding; and other incidental items in accordance with the contract documents, including Plan File Nos. 519-034/084 on Riverwalk – North of Armory Building, 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.

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 Meyer to adopt.

FORM APPROVED Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

SEB Funding Source: 2010-2011 CIP, Page Park-21, Principal Riverwalk, PKS162, Being: \$570,955.88 in Iowa Department of Transportation (IDOT) State Recreational Trails funding for 75% of construction not to exceed \$750,000 with the remaining \$190,318.62 in Storm Water Utility Funds

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

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.

MOTION CARRIED

APPROVED

T. M. Franklin
Mayor

Diane Rauh
City Clerk