



**Roll Call Number**

10-1159

**Agenda Item Number**

37A

DATE July 12, 2010

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
MERLE HAY ROAD TRAFFIC SIGNAL INTERCONNECT  
\$ 568,240.22

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$568,240.22, executed by Iowa Signal Inc., Wayne Lesley, President, 7840 University Blvd., Clive, IA, 50325 dated July 12, 2010, for the construction of the following improvement:

Merle Hay Road Traffic Signal Interconnect, 04-2010-012  
STP-A-1945(767)--86-77

The improvement includes installing and upgrading traffic signal interconnect system along Merle Hay Road, Douglas Avenue, Hickman Road and 63rd Street, in accordance with the contract documents including Plan File Nos. 517-122/144, 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.

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 Griess to adopt.

FORM APPROVED Kathleen Vanderpool  
 Kathleen Vanderpool  
 Deputy City Attorney

*EB* Funding Source: 2010-2011 CIP, Page Street-13, City-wide Traffic Signal Interconnection, STR097, Being: \$349,106 in ICAAP Funding (max 80% of eligible items) plus an additional \$15,000 for the portion of the project outside the City of Des Moines Corporation limits from the Iowa Department of Transportation (IDOT), \$23,000 from the City of Urbandale, \$181,134.22 in City of Des Moines G. O. Bonds from STR097.

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