

★ Roll Call Number

10-1321

Agenda Item Number

54A

DATE August 9, 2010

APPROVAL OF CONTRACT AND BOND
2010 PARK AND CEMETERY HMA IMPROVEMENTS
\$ 387,020.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$387,020.00, executed by Grimes Asphalt & Paving Corp., J. M. Yonker, President, 1001 SE 37th Street, Grimes, IA, 50111 dated August 9, 2010, for the construction of the following improvement:

2010 Park and Cemetery HMA Improvements, 11-2010-007

The improvement includes overlaying existing roads and parking lots, installing curb, and restoration; all in accordance with the contract documents, including Plan File Nos. 522-159/164, at Glendale Cemetery, 4909 University Avenue; Laurel Hill Cemetery, 3601 E. Court Avenue; Woodland Cemetery, 2019 Woodland Avenue; Oak Grove Cemetery, 3903 S.W. 31st Street; and Westchester Park, 4901 Valdez Drive, 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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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 Park-5, Cemetery Infrastructure and Improvements, PKS138, Being: \$373,620 in G. O. Bonds from PKS138 and \$13,400 in G. O. Bonds from Neighborhood Park Improvements, Page Park-13, PKS137

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