

★ Roll Call Number

10-1777

Agenda Item Number

57A

DATE October 25, 2010

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
COURT AVENUE & WATER STREET STORM WATER PUMP STATION
\$ 5,761,003.26

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$5,761,003.26, executed by Larson & Larson Construction LLC, Jeffrey C. Larson, President, 10703 Justin Drive, Urbandale, IA, 50322 dated October 25, 2010, for the construction of the following improvement:

Court Avenue & Water Street Storm Water Pump Station, 08-2010-007

08-DRI-032

The improvement includes construction of a three pump storm water pump station including the installation of pumps and standby power generator preselected by the City of Des Moines, 72" diameter storm sewer construction and bore and jack 72" diameter storm sewer, sidewalk pavers, a Hot Mix Asphalt trail, and architectural features such as zinc coated structural features, glass screenings, lighting, concrete planting beds, landscaping, and miscellaneous associated work including cleanup and other incidental items; in accordance with the contract documents, including Plans File Nos. 522-065/158, located south of Court Avenue and east of Water Street along the west Des Moines River Levee in downtown 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.

(City Council Communication Number 10-633 attached)

Moved by Hensley to adopt.

FORM APPROVED Kathleen Vanderpool
 Kathleen Vanderpool
 Deputy City Attorney

Funding Source: 2010-2011 CIP, Page Storm-6, Court Avenue/Water Street Sewer Separation, STE081, Being: \$2,385,931.49 in HUD Disaster funds (Federal Jumpstart Infrastructure Assistance funds) from the Iowa Department of Economic Development (\$2,072,773.46 being 65.48% of Phase 1 pump station construction costs to the remainder of the \$2,390,000 grant and \$313,158.02 being 65.71% of Phase 2 storm sewer construction costs for Bid Items 5, 6, and 7), \$1,843,521.04 in I-JOBS II Targeted Disaster Relief Grant funds being 32% of project cost, and the remaining \$1,531,550.73 in City Storm Water Utility Revenue Bonds issued from STE081

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE				✓
TOTAL	6			1

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