



**Roll Call Number**

11-1238

**Agenda Item Number**

50A

DATE July 11, 2011

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
2011 CRITICAL SANITARY SEWER LINING  
\$3,550,605.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$3,550,605.00, executed by SAK Construction, LLC, Boyd Hirtz, Vice President, 864 Hoff Road, O'Fallon, MO, 63366 dated July 11, 2011, for the construction of the following improvement:

2011 Critical Sanitary Sewer Lining, 07-2011-009  
08-DRIEF-298

The improvement includes renovation of 83,000 lineal feet of 8" through 21" sanitary sewers with cured-in-place pipe (CIPP), by-pass pumping, manhole rehabilitation, and other related items; all in accordance with the contract documents, including Plan File Nos. 532-118/149 at the following locations in Des Moines, Iowa:

An area bounded by 63rd Street, Ingersoll Avenue, 35th Street, and Douglas Avenue  
Welker Avenue at 56th Street

Lower Beaver and Skyline Drive to MLK at Douglas Avenue

An area bounded by E 38th Street, E Sheridan Avenue, E 41st Street, and Ovid Avenue

The SW 12th Street area from Loomis Avenue to Caulder Avenue  
Keo Way at 15th Place

E 9th Street from University to Walker Avenue

SW 16th Street, south of Walnut Street

S. Union Street from Porter Avenue to Yeader Creek

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 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.

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 11-439 attached)

Moved by Meyer to adopt.

FORM APPROVED Kathleen Vanderpool  
Kathleen Vanderpool  
Deputy City Attorney

*FB* Funding Source: 2011-2012, Page Sanitary-13, Lining Sanitary Trunk and Lateral Sewers, SAE049, Being: \$3,000,000 in HUD Disaster funds from the Iowa Department of Economic Development for 100% of construction costs associated with the 2011 Critical Sanitary Sewer Lining (\$3,000,000 maximum) in Federal Jumpstart Infrastructure Assistance funds, with the remaining \$550,605 in Sanitary Sewer Bonds to be issued, SAE049

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