



Roll Call Number

12-0646

Agenda Item Number

44 A

DATE April 23, 2012

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
2012 LEVEE IMPROVEMENTS - CONTRACT 1
\$438,067.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$438,067.00, executed by Reilly Construction Co., Inc., Chris R. Reilly, President, 110 E. Main Street, PO Box 99, Ossian, IA, 52161 dated April 23, 2012, for the construction of the following improvement:

2012 Levee Improvements - Contract 1, 08-2012-003

The improvement includes repair, replacement, modifications and incidental items at three locations: the 2nd Avenue and Birdland Drive stormwater pump station location includes grading, sewer, aggregate base, P.C.C. paving of an access drive, wall-gate modifications, minor electrical conduit relocation, and levee seeding restoration; the S.E. 15th and Harriett Streets location includes removal of 12" CMP culvert through the Des Moines River levee, installation of a 24" RCP storm sewer and intakes, gatewell, outlet sewer, construction of associated street repairs, chain link fence, and levee seeding restoration; the Dean's Lake location includes replacement of a gatewell structure, replacing a 36" CMP culvert with 36" RCP storm sewer, placement of embankment and rip rap to flatten the levee slope, repair an area of eroded levee, and levee seeding restoration; all work in accordance with the contract documents including Plan File Nos. 543-001/017, 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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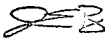
BE IT FURTHER RESOLVED: That the attached Permission to Sublet form, from said Contractor requesting permission to sublet designated items, be and is hereby approved, subject to receipt of the contract, bond, and certificate of insurance acceptable to the Engineering and Legal Departments; and each subcontractor 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 12-179 attached)

Moved by Meyer to adopt.

FORM APPROVED Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

 Funding Source: 2012-2013 CIP, Page Storm - 11, Flood Protection System Improvements, FLD008, Storm Water Utility Funds

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