



Roll Call Number

12-01648

Agenda Item Number

45A

DATE April 23, 2012

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
2012 SEWER REPAIR - CONTRACT 1
\$ 989,947.56

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$989,947.56, executed by J & K Contracting, LLC, Jeremy Feldmann, President, 1307 East Lincoln Way, PO Box 1790, Ames, IA, 50010-1790 dated April 23, 2012, for the construction of the following improvement:

2012 Sewer Repair - Contract 1, 08-2012-001

Disaster Number: FEMA-1930

The improvement includes repair of storm and sanitary sewers, restoration of slope failures, protection of sanitary sewers, installation of manholes, installation of sheet pile and rip rap, installation of gabion baskets, grading, restoration of pavement and landscaping, and other incidental items; all work in accordance with the contract documents including Plan File Nos. 543-076/111 at the following locations: 3500 E. Watrous Avenue, 5205 E. 38th Street, 3608 Brook Ridge Court, 5706 S.W. 4th Street, S.E. 5th Street and E. Marion Street, 1525 Kenyon Avenue, 3790 Kinsey Avenue, 3000 Block of Park Avenue, 1646 E. Park Avenue, and 2683 E. Pine Avenue, 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 12-182 attached)

Moved by Meyer to adopt.

FORM APPROVED Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

JB

Funding Source: 2012-2013 CIP, Page Storm - 4, City-wide Storm Water Utility Projects, STE057, Being: \$48,025 in FEMA funding; \$518,020.98 in Storm Water Utility Revenue Bonds to be issued; \$407,299.68 in Sanitary Sewer Bonds to be issued from SAE054, City-wide Sanitary Sewers; and the remaining \$16,601.90 from Des Moines Water Works

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