



**Roll Call Number**

13-0945

**Agenda Item Number**

S1A

DATE June 10, 2013

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
DOWNTOWN BICYCLE PLAN IMPLEMENTATION - PHASE 1  
\$ 279,902.60

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$279,902.60, executed by Quality Striping, Inc D/B/A DPLM, Inc., Jamie Jirak, President, 1704 E. Euclid Avenue, Des Moines, IA, 50313 dated June 10, 2013, for the construction of the following improvement:

Downtown Bicycle Plan Implementation - Phase 1, 04-2013-008  
STP-A-1945(802)--86-77

The improvement includes the removal and replacement and construction of durable painted pavement markings, symbols and legends, signage, traffic signal modifications, Portland Cement Concrete trail construction and associated work, in order to develop defined bicycle lanes, shared traffic lanes and shared use paths that provide access to and through the downtown area; all in accordance with the contract documents including Plan File Nos. 549-056/091 along Grand Avenue and Locust Street between E. 4th Street and 17th Street, along 5th Avenue between ML King Jr Parkway and Crocker Street, along SW 6th and SW 7th Streets between Cherry Street and ML King Jr Parkway, along Ingersoll Avenue between 17th Street and ML King Jr Parkway, and along Cottage Grove between northbound 19th Street and southbound ML King Jr Parkway, 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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51A

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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 13-276 attached)

Moved by Hensley to adopt.

FORM APPROVED Kathleen Vanderpool  
Kathleen Vanderpool  
Deputy City Attorney

*JFB*

Funding Source: 2013-2014 CIP, Page Street - 7, Bicycle and Trails Master Plan Implementation, ST250, Being: \$223,922.08 in Iowa Clean Air Attainment Program (ICAAP) funding (80% of eligible items with a max of \$240,000) under agreement STP-A-1945(802)--86-77; and the remaining local 20% matching funds of \$55,980.52 in G. O. Bonds

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