

★ Roll Call Number

16-1957

Agenda Item Number

55A

DATE November 7, 2016

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
FAIRMONT PARK WATER PLAYGROUND
\$ 625,590.70

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$625,590.70, executed by Lansink Construction, Inc., Correy Lansink, President, 5967 Merle Hay Road, Johnston, IA, 50131 dated November 7, 2016, for the construction of the following improvement:

Fairmont Park Water Playground, 11-2016-004

The improvement includes the construction of a new spray ground, playground, shelter, sidewalks, hillside slide, site furnishings, trees and associated improvements including the installation of a water service line, water spray features, concrete paving, sidewalk, beam curb, drainage piping, earthwork, and restoration; all in accordance with contract documents, including Plan File Nos. 576-001/062, located in Fairmont Park, north of Hull Avenue and east of E. 25th Street, 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 16-632 attached)

Moved by Westergaard to adopt.

FORM APPROVED Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

AE

Funding Source: 2016-2017 CIP, Page Park – 17, Wading Pool Improvements, PK034, Being: \$250,000 in G.O. Bonds, PK034; transfer of \$210,000 in G.O. Bonds from PK137; transfer of \$85,590.70 in G.O. Bonds from PK143; \$50,000 Dahl Trust Grant from Friends of Des Moines Parks; \$15,000 Prairie Meadows Grant from Friends of Des Moines Parks; and the remaining \$15,000 Friends of Des Moines Parks contribution.

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MOORE	✓			
WESTERGAARD	✓			
TOTAL	7			

MOTION CARRIED APPROVED
T. M. Franklin Council
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