

★ Roll Call Number

17-0551

Agenda Item Number

63 A

DATE March 20, 2017

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
E. 2ND STREET RECONSTRUCTION FROM E. LOCUST STREET TO E. GRAND AVENUE
\$ 659,983.50

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$659,983.50, executed by MPS Engineers, P.C. dba Kingston Services, P.C., Dan Hutton, President, 1444 Illinois Street, Des Moines, IA, 50314 dated March 20, 2017, for the construction of the following improvement:

E. 2nd Street Reconstruction from E. Locust Street to E. Grand Avenue, 06-2017-003

The improvement includes pavement removal, 8-inch Portland Cement Concrete (PCC) pavement, storm sewer, water main, earthwork, PCC sidewalks, pavement markings, lighting, traffic control, erosion protection, Hot Mix Asphalt (HMA) patches, tree planting, landscaping, construction survey; all in accordance with the contract documents including Plan File Nos. 578-198/236, at East 2nd Street between East Grand Avenue and East Locust 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.

★ **Roll Call Number**
17-0561

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DATE March 20, 2017

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 17-313 attached)

Moved by Gatto to adopt.

FORM APPROVED Kathleen Vanderpool
 Kathleen Vanderpool
 Deputy City Attorney

Funding Source: 2017-2018 CIP, Page Street – 13, East Village Street Improvements, ST262, Being: \$567,271.50 in Tax Increment Bonds, ST262; and the remaining \$92,712 from Des Moines Water Works

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