

★ **Roll Call Number**

17-0635

Agenda Item Number

49 A

DATE April 3, 2017

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
2017-2018 HMA PAVEMENT SCARIFICATION AND RESURFACING
\$897,881.45

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$897,881.45, executed by OMG Midwest, Inc. dba Des Moines Asphalt & Paving, Jeffrey A. Chapman, General Manager, 2401 SE Tones Drive, Ste. 13, Ankeny, IA, 50021 dated April 3, 2017, for the construction of the following improvement:

2017-2018 HMA Pavement Scarification and Resurfacing, 06-2017-006

The improvement includes scarification only of 2-inch average depth of asphalt street surfaces with specified milling machine and equipment in a cooperative effort with the City of Des Moines Public Works Department, all in accordance with the contract documents at the following locations within the City of Des Moines:

- 3rd Street from Grand Avenue to Walnut Street
- 3rd Street from University Avenue to Creighton Avenue
- 4th Street from Walnut Street to Depot Street
- S.E. 5th Street from edge of concrete south of S.E. McKinley Avenue to Titus Avenue
- 7th Street from Walnut Street to Locust Street
- 9th Street from Locust Street to Mulberry Street
- S.W. 9th Street from Fulton Avenue to south of Raccoon River Bridge
- 11th Street from Mulberry Street to Cherry Street
- S.W. 12th Street from Virginia Avenue to Creston Avenue
- 13th Street from Mulberry Street to Walnut Street
- E. 21st Street from E. University Avenue to Easton Boulevard
- Arlington Avenue from College Avenue to Franklin Avenue
- Depot Street from 3rd Street to 4th Street
- Hull Avenue from Columbia Street to Cornell Street
- McKinley Avenue from 16th Street to Fleur Drive
- Park Avenue from South Union Street to S.W. 6th Street
- Park Avenue from 12th Street to Park Plaza Drive
- Polk Boulevard from Observatory Road to University Avenue

The improvement includes furnishing all labor, materials and equipment necessary to construct a Hot Mix Asphalt (HMA) surfacing overlay of a single 2-inch lift on existing street surface, together with other incidental and related work; all in accordance with the contract documents at the following locations within the City of Des Moines:

- S.W. 9th Street from Fulton Avenue to south of Raccoon River Bridge
- Park Avenue from 12th Street to Park Plaza Drive
- Polk Boulevard from Observatory Road to University Avenue

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49A

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The improvement includes scarification only of 3-inch average depth of asphalt street surfaces with specified milling machine and equipment in a cooperative effort with the City of Des Moines Public Works Department, all in accordance with the contract documents at the following locations within the City of Des Moines:

36th Place from Marianna Trail to Rose Hedge Drive
43rd Street from Madison Avenue to Shawnee Avenue
Ardmore Road from 36th Place to Aurora Avenue
Crestwood Road from 36th Place to Manor Lane
Franklin Avenue from 34th Street to Dead End East
Rose Hedge Drive from 36th Place to Aurora Avenue

The improvement includes construction of sidewalk ramps with Portland Cement Concrete (PCC) sidewalk four (4) inches, six (6) inches or eight (8) inches thick, together with all necessary appurtenances; in accordance with the contract documents, at the following intersections located within the City of Des Moines:

3rd Street & Creighton Avenue
3rd Street & University Avenue
S.W. 5th Street & Park Avenue
7th Street & Locust Street
S.W. 9th Street & Bancroft Street
S.W. 18th Street & McKinley Avenue
E. 21st Street & University Court
34th Street & Franklin Avenue
36th Place & Marianna Trail
43rd Street & Shawnee Avenue
Ardmore Road & Shawnee Place
Ardmore Road & Aurora Avenue
Arlington Avenue & College Avenue
Crestwood Road & 36th Place
Manor Lane & Crestwood Road
Polk Boulevard & Boulevard Place
Polk Boulevard & Kingman Boulevard
Polk Boulevard & Lakeview Drive
Polk Boulevard & Observatory Road
Rose Hedge Drive & Aurora Avenue

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.

★ **Roll Call Number**

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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.

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 17-336 attached)

Moved by Gray to adopt.

FORM APPROVED Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

Re Funding Source: 2017-18 CIP, Page Street - 4, Asphaltic Paving Restoration Program, ST003, Being: \$339,237.22 in G.O. Bonds to be issued, \$75,301.80 in TIF backed G.O. Bonds to be issued from ST003; and \$483,342.43 in G.O. Bonds from ST205

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