

★ Roll Call Number  
17-1038

Agenda Item Number  
10

Date June 26, 2017

**APPROVING THE 2017 REVISIONS TO THE CONTRACT COMPLIANCE PROGRAM**

WHEREAS, on February 12, 2007, under Roll Call No. 07-0291, the City Council approved the Bidding/Contracting Process Changes for Construction of Public Improvements February 2007, that included revisions to the Contract Compliance Program and maintained Council policy requiring identification of subcontractors over \$25,000 in proposals; and

WHEREAS, on December 17, 2012, under Roll Call No. 12-1916, the City Council approved the Iowa Department of Transportation Standard Title VI Assurance, Agreement, and City of Des Moines Title VI Policy Statement and Implementation procedures, appointment of the Assistant City Manager as the City of Des Moines Title VI Coordinator, and revisions to the City of Des Moines Contract Compliance Program; and

WHEREAS, on April 13, 2017, the Governor signed SF 438, effective immediately, relating to bidding and contracting for public improvement projects that specifically changed bidding statute and limits what can be required from potential bidders, from the apparent lowest responsive bidder, and prohibits the prequalification of bidders; and

WHEREAS, on May 22, 2017, under Roll Call No. 17-0897, the City Council approved the 2017 revisions to the Des Moines Construction Bidding Requirements, and Suspension of City of Des Moines Taxpayer Quality Assurance Policy, and directed the Engineering and Legal Departments to review the changes necessary to the Contract Compliance Program to make it compliant with Senate File 438 and provide those changes for Council for action when review is complete.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF DES MOINES, IOWA: That the 2017 Contract Compliance Program, a copy of which is on file in the office of the City Engineer, is hereby approved.

BE IT FURTHER RESOLVED: The City Engineer is authorized and directed to implement, administer and process revisions in the Contract Compliance Program and documents to affect the necessary changes as required by and to comply with Senate File 438.

**(Council Communication No. 17-512)**

Moved by Wensley to adopt.

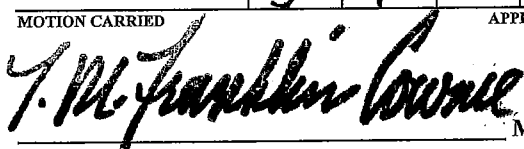
FORM APPROVED: Kathleen Vanderpoel  
Kathleen Vanderpoel  
Deputy City Attorney

*AE*

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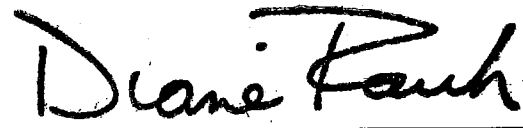
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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				✓
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MOORE		✓		
WESTERGAARD	✓			
TOTAL	5	1		1
MOTION CARRIED	APPROVED			
 Mayor				

**CERTIFICATE**

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, 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.

  
 City Clerk