

★ Roll Call Number

17-1614

Agenda Item Number

61A

DATE September 11, 2017

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
LEETOWN CREEKWAY BOX CULVERT FROM DEAN AVENUE TO UNIVERSITY AVENUE
\$ 7,795,330.07

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$7,795,330.07, executed by S. M. Hentges & Sons Inc., Steven M. Hentges, President, 650 Quaker Avenue, Suite 200, Jordan, MN, 55352 dated September 11, 2017, for the construction of the following improvement:

Leetown Creekway Box Culvert from Dean Avenue to University Avenue, 08-2017-001

The improvement includes constructing new Reinforced Concrete Box (RCB) storm sewer sizes 6 feet x 6 feet, 12 feet x 5 feet, and 12 feet x 7 feet, Reinforced Concrete Pipe (RCP) storm sewer sizes 15-inches to 48-inches, precast manholes and intakes, cast-in-place manholes, Ductile Iron (DI) sanitary sewer sizes 10-inches to 24-inches, Poly Vinyl Chloride (PVC) storm and sanitary sewer, PVC water main, DI water main, 6-inch, 8-inch, and 10-inch Portland Cement Concrete (PCC) pavement, Hot-Mix Asphalt (HMA) paving, PCC curb and gutter, pavement markings, earthwork and grading, erosion control, fencing, and restoration and other associated and incidental items; all in accordance with contract documents, including Plan File Nos. 587-001/122, located just east of E. 30th Street from E. University Avenue to Dean Avenue, 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 in accordance with the Instructions to Bidders.

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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 17-654 attached)

Moved by Gatto to adopt.

FORM APPROVED Kathleen Vanderpool
 Kathleen Vanderpool
 Deputy City Attorney

Re Funding Source: 2017-2018 CIP, Page Storm – 9, Leetown Creekway - Outlet Improvements, SM075, Being: \$7,616,967.07 of Stormwater Funds and Storm Revenue Bonds to be issued, with specific amounts to be determined; \$153,323 from the Iowa State Fair; and the remaining \$25,040 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