

★ **Roll Call Number**

18-0082

**Agenda Item Number**

55A

DATE January 8, 2018

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
31ST STREET RECONSTRUCTION FROM I-235 TO UNIVERSITY AVENUE  
\$686,171.60

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$686,171.60, executed by MPS Engineers, P.C. dba Kingston Services, P.C., Umesh G.Shetye, President, 1444 Illinois Street, Des Moines, IA, 50314 dated January 8, 2018, for the construction of the following improvement:

31st Street Reconstruction from I-235 to University Avenue, 06-2017-002

The improvement includes the reconstruction of 31st Street from I-235 to University Avenue with full-depth Hot Mix Asphalt (HMA) pavement, including pavement scarification and removal, furnish and place HMA, full depth Portland Cement Concrete (PCC) patching, PCC curb and gutter, PCC sidewalk, PCC driveway, pavement markings, sidewalk ramps, 15-inch and 24-inch RCP storm sewer, intakes, manholes, sanitary sewer repairs, water main alterations, modular block retaining wall, fencing, sodding, and miscellaneous associated work including cleanup; in accordance with the contract documents, including Plan File Nos. 588-140/193, located at 31st Street from I-235 to University 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 and bond approved as to form by the Legal Department, and certificate of insurance acceptable to the Engineering Department. 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 and bond approved as to form by the Legal Department, and certificate of insurance acceptable to the Engineering and Department, 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 and bond approved as to form by the Legal Department, and certificate of insurance acceptable to the Engineering Department; 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 18-016 attached)

Moved by Gatto to adopt.

FORM APPROVED Kathleen Vanderpool  
Kathleen Vanderpool  
Deputy City Attorney

*pic* Funding Source: 2017-2018 CIP, Page Street – 30, Roadway Reconstruction, ST260, Being: \$444,641.60 Road Use Tax Funds, \$111,765.00 of Storm Water and \$111,765.00 of Sanitary Sewer Funds, and the remaining \$18,000 from Des Moines Water Works

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
WESTERGAARD	✓			
TOTAL	7			

MOTION CARRIED

APPROVED

T. M. Franklin Cownie

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