

★ Roll Call Number

18-0317

Agenda Item Number

53A

DATE February 19, 2018

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
LOWER OAK AND HIGHLAND PARK SEWER SEPARATION PHASE 2
\$3,742,750.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$3,742,750.00, executed by Rognes Corp. dba Rognes Corporation, Warren Rognes, President, 720 SW Goodwin, Ankeny, IA, 50023 dated February 19, 2018, for the construction of the following improvement:

Lower Oak and Highland Park Sewer Separation Phase 2, 07-2017-003

The improvement includes Reinforced Concrete Pipe (RCP) storm sewer 12-inches to 36-inches, water main adjustments, water services, manholes, intakes, Hot Mix Asphalt (HMA) pavement, sidewalks, driveways, associated grading, surface restoration, and other incidental items; all in accordance with the contract documents, including Plan File Nos. 589-071/140, located on Guthrie Avenue from Oxford Street to Saylor Road, North Union Street from Guthrie Avenue to Sheridan Avenue, Corning Avenue from Riverview Park to 2nd Avenue, Boston Street at the intersections with 3rd, 4th and 5th Streets, Ovid Avenue from 5th Street to 2nd Avenue, and Birdland Park-west of 2nd Avenue between Holcomb Avenue and the Des Moines River, 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 18-078 attached)

Moved by Westergaard to adopt.

FORM APPROVED Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

AC Funding Source: 2017-2018 CIP, Page Sanitary - 9, Lower Oak Park and Highland Park Sewer Separation, SS133, Being: \$3,529,325 in SRF funding to be issued; and the remaining \$213,425 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
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