

★ Roll Call Number

18-0740

Agenda Item Number

606 A

DATE April 23, 2018

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
2018 NEIGHBORHOOD SIDEWALK PROGRAM
\$ 284,290.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$284,290.00, executed by Ti-Zack Concrete, Inc., Steve J. Rutt, President, 39352 221st Avenue, Le Center, MN, 56057 dated April 23, 2018, for the construction of the following improvement:

2018 Neighborhood Sidewalk Program, 09-2018-005

The following improvements include furnishing labor, equipment, and materials all in accordance with the contract documents, including Plan File Nos. 593-172/178, at the following locations all within the City of Des Moines, Iowa:

Removal and reconstruction of Class A and Class B Portland Cement Concrete (PCC) sidewalks, grading and construction of new PCC sidewalks, and the removal and reconstruction of brick sidewalks. Sidewalks will be replaced and constructed at locations inspected and identified by the City of Des Moines Engineering Department within the Capitol Park Neighborhood as a part of the Step It Up - Infrastructure Improvements Program.

Grading and construction of new PCC sidewalk near the following locations inspected and identified by the City of Des Moines Engineering Department:

Euclid Avenue from 27th Street to 30th Street
Stanton Avenue from Fleur Drive to SW. 26th Street
1530 E. Euclid Avenue
S.E. 5th Street and Hartford Avenue
S.W. 63rd Street and Veterans Parkway
S.W. 42nd Street and Army Post Road
Thomas Beck Road and Crown Colony Court
Easter Lake Trail Connection.

Removal of PCC curb and sidewalk, and construction of PCC doweled median over existing PCC pavement near the following location inspected and identified by the City of Des Moines Engineering Department:
48th Street and University Avenue

In the vicinity where sidewalks will be constructed, curb ramps compliant with the requirements of the Americans with Disabilities Act of 1990 and the regulations associated with this law as it applies to pedestrian facilities will also be constructed

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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.

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.

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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 18-200 attached)

Moved by Gray to adopt.

FORM APPROVED Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

ACE Funding Source: 2018-2019 CIP, Page Streets – 35, Sidewalks - School and Priority Routes, SW081, G. O. Bonds

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