

★ Roll Call Number

18-1559

Agenda Item Number

60A

DATE September 10, 2018

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
6TH AVENUE STREETScape - COLLEGE AVENUE TO HICKMAN ROAD
\$ 3,125,623.70

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$3,125,623.70, executed by Hawkeye Paving Corporation, Anthony L. Perkins, President, 801 42nd Street South, Bettendorf, IA, 52722 dated September 10, 2018, for the construction of the following improvement:

6th Avenue Streetscape- College Avenue to Hickman Road, 04-2017-018

TAP-T-1945(835)--8V-77

The improvement includes pavement removals, installation of Portland Cement Concrete (PCC) sidewalks, driveways, storm sewer, intakes, subdrain, PCC curb, site furnishing, biocells, permeable pavers, traffic signalization, pavement scarification, Hot Mix Asphalt (HMA) paving, tree planting, seeding, and miscellaneous associated work to complete the streetscape; in accordance with the contract documents, including Plan File Nos. 596-017/178, on 6th Avenue from College Avenue to Hickman Road, 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.

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.

(Council Communication No. 18-451)

Moved by Gray to adopt.

FORM APPROVED Kathleen Vanderpool
 Kathleen Vanderpool
 Deputy City Attorney

Funding Source: 2018-2019 CIP, Page Street - 36, Sixth Avenue Streetscape, ST266, Various Funding Being: \$400,000 (maximum) in Transportation Alternative Program(TAP) funds being 80% eligible construction costs under TAP-T-1945(835)--8V-77; \$200,000 (maximum) in Surface Transportation Block Grant(STBG) funds being 80% eligible construction costs under TAP-T-1945(835)--8V-77; \$350,000 in private donations from the 6th Avenue Corridor; \$15,000 in Des Moines Water Works for water main relocation; the remaining \$2,160,623.70 in G.O. Bonds.

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

MOTION CARRIED APPROVED
J. 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