

★ Roll Call Number

18-1951

Agenda Item Number

48A

DATE November 19, 2018

APPROVAL OF CONTRACT AND BOND  
AND PERMISSION TO SUBLET ON  
2019 ROADWAY RECONSTRUCTION PROGRAM  
\$ 3,339,059.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$3,339,059.00, executed by Jasper Construction Services, Inc., Cliff Rhoads, President, 928 N 19th Avenue East, Newton, IA, 50208 dated November 19, 2018, for the construction of the following improvement:

2019 Roadway Reconstruction Program, 06-2019-003

The improvement includes roadway reconstruction with full-depth Hot Mix Asphalt (HMA) pavement, modified subbase, subdrain, subgrade treatment, Portland Cement Concrete (PCC) curb and gutter, PCC driveways, pavement removal, grading, PCC sidewalk, storm sewer, water main, traffic control, pavement markings, surface restoration, and other incidental items; all in accordance with the contract documents, including Plan File Nos. 599-001/143, located on S.E. 5th Street from E. Park Avenue to E. Broad Street, and South Union Street from E. Park Avenue to E. Kirkwood 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.

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 18-611 attached)

Moved by Gatto to adopt.

FORM APPROVED Kathleen Vanderpool  
Kathleen Vanderpool  
Deputy City Attorney

SLN Funding Source: 2018-2019 CI, Page Street – 32, Roadway Reconstruction, ST260, Being: \$2,009,723 Road Use Tax Funds, \$210,590 of Storm Water Utility Funds, \$150,000 in G.O. bonds transferred from ST269, and the remaining \$968,746 from Des Moines Water Works

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