



**Roll Call Number**

**Agenda Item Number**

19-0346

9

DATE March 11, 2019

**DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER  
AS CRAMER AND ASSOCIATES, INC., ROBERT CRAMER, PRESIDENT/CAO, \$2,545,825.70;  
APPROVAL OF CONTRACT AND BOND AND PERMISSION TO SUBLET ON  
RUAN CONNECTOR \$2,545,825.70**

WHEREAS, on February 25, 2019, under Roll Call No. 19-0326, the hearing on the plans, specifications, form of contract documents and Engineer's estimate of construction cost for said improvement was held and closed; and

WHEREAS, said plans, specifications, form of contract documents, and Engineer's estimate of construction cost were approved as the plans, specifications, form of contract documents, and Engineer's estimate of construction cost for said improvement, and said bids for improvement were received and filed.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$2,545,825.70, executed by Cramer and Associated, Inc., Robert Cramer, President/CAO, 3100 S.W. Brookside Drive, Grimes, IA, 50111, for the construction of the following improvement:

Ruan Connector, 04-2018-013

The improvement includes Portland Cement Concrete (PCC) paving, Hot Mix Asphalt (HMA) pavement, precast concrete arch structure, Excavation Class 20, dewatering, storm sewer, modified subbase, lighting, landscaping, sodding, fencing, and incidental items; all in accordance with the contract documents, including Plan File Nos. 607-001/042, located under Fleur Drive north of George Flagg Parkway, 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 Mavor 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.

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.



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BE IT FURTHER RESOLVED: That the City Council hereby authorizes the necessary road closures for the Project.

Moved by Gatto to adopt.

FORM APPROVED:

Kathleen Vanderpool  
Deputy City Attorney

SLN Funding Source: Recom. 2019-20 CIP, Page Miscellaneous - 16, Ruan Connector, MS019, Being: \$2,545,825.70 in Private funds

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
COLEMAN				✓
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
WESTERGAARD	✓			
TOTAL	6			1

MOTION CARRIED

APPROVED

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.

City Clerk