

★ Roll Call Number

19-0600

Agenda Item Number

50A

DATE April 8, 2019

APPROVAL OF CONTRACT AND BOND
AND PERMISSION TO SUBLET ON
DES MOINES RIVER REGIONAL TRAIL - PHASE 2
\$ 1,813,318.59

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$1,813,318.59, executed by Peterson Contractors, Inc., Cordell Peterson, President, 104 Blackhawk Street, Reinbeck, IA, 50669 dated April 8, 2019, for the construction of the following improvement:

Des Moines River Regional Trail- Phase 2, 11-2016-005
17-R4-DY, TAP-T-1945(837)--8V-77

The improvement includes the construction of a 10-foot-wide, 5-inch thick Hot Mix Asphalt (HMA) recreational trail, Portland Cement Concrete (PCC) sidewalk and sidewalk ramps, drainage improvements, cast-in-place reinforced concrete box culvert, pre-engineered steel truss trail bridge and abutments, fencing, trail signage, traffic signs and sign posts, traffic control, grading, site restoration, erosion control, and other associated work and incidental items; in accordance with the contract documents, including Plan File Nos. 605-053/207, from the intersection of Hartford Avenue and S.E. 22nd Street to the intersection of Watrous Avenue and S.E. 30th Court, 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 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 19-165 attached)

Moved by Gatto to adopt.

FORM APPROVED Kathleen Vanderpool
 Kathleen Vanderpool
 Deputy City Attorney

SLN Funding Source: 2019-2020 CIP, Page Parks – 13, Multi-Use Trails, PK045, Being: \$1,100,000 maximum in Federal funds from Transportation Alternative Program(TAP), and Surface Transportation Block Grant Program (STBG), and \$250,000 in Federal Recreation Trail Grant for 80% eligible construction costs only under IDOT Project No. TAP-T-1945(837)—8V-77; \$300,000 Iowa DNR REAP Grant, Agreement 17-R4-DY; and the remaining \$163,318.59 from Multi-Use Trails, PK045, 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