

★ Roll Call Number

19-1067

Agenda Item Number

70B

DATE June 24, 2019

APPROVAL OF CONTRACT AND BOND
2019 NEIGHBORHOOD SIDEWALK PROGRAM
\$ 594,965.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$594,965.00, executed by Ti-Zack Concrete, Inc., Steve J. Rutt, President, 39352 221st Avenue, Le Center, MN, 56057 dated June 24, 2019, for the construction of the following improvement:

2019 Neighborhood Sidewalk Program, 09-2019-003

The improvement includes furnishing labor, equipment, and materials all in accordance with the contract documents, including Plan File Nos. 611-064/066 for Site 10, at the following locations all within the City of Des Moines, Iowa:

Grading and construction of new 5-foot wide Portland Cement Concrete (PCC) sidewalks near the following locations, as inspected and identified by the City of Des Moines Engineering Department:

- Site 1: E. Euclid Avenue between E. 26th Street and E. 29th Street (Both sides)
- Site 2: S.E. 8th Court from E. Bell Avenue to King Avenue (East side)
- Site 3: 918 E. Bell Avenue
- Site 4: 2632/2628 S.E. 8th Street
- Site 5: Watrous Avenue between SW. 26th Street and Fleur Drive (North side)
- Site 6: E. Payton Avenue from SE. 3rd Street to S.E. 5th Street (South side)
- Site 7: E. Hillside Avenue between SE. 4th Street and S.E. 6th Street (South side)
- Site 8: Scott Avenue between SE. 28th Street and S.E. 30th Street (North side)
- Site 9: 318/254 S.E. 30th Street
- Site 10: Easter Lake Trail Connection (between 2439 and 2501 E. Leach Avenue)

The improvement includes construction of sidewalk 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 at the following intersections:

- E. 28th Street & E. Euclid Avenue
- S.E. 8th Court & King Avenue
- S.E. 8th Court & E. Bell Avenue
- S.E. 4th Street & E. Payton Avenue
- S.E. 4th Street & E. Hillside Avenue
- S.E. 29th Street & Scott Avenue



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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 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.

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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 19-288 attached)

Moved by Boesen to adopt.

FORM APPROVED Kathleen Vanderpool
 Kathleen Vanderpool
 Deputy City Attorney

SLN Funding Source: 2019-2020 CIP, Page Streets – 30, Sidewalks - School and Priority Routes, SW081, G.O. Bonds to be issued

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

MOTION CARRIED APPROVED
Bill Gray
 MAYOR PRO TEM

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