



Date December 23, 2024

**APPROVAL OF CONTRACT AND BOND ON
2025 CITYWIDE PCC PAVEMENT PATCHING PROGRAM
\$1,380,796**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the contract and bond, in the amount of \$1,380,796, executed by TK Concrete, Inc., Tony J. Ver Meer, President, 1608 Fifield Road, Pella, IA, 50219 dated December 23, 2024, for the construction of the following improvement:

2025 Citywide PCC Pavement Patching Program, Activity ID 062024011

The improvement includes removals, drilling and doweling, furnishing, placing, curing, sawing, sealing Portland Cement Concrete (PCC) pavement full depth and partial depth patches of various thickness, and other incidental items, all in accordance with the contract documents including Plan File No. 666-068/103 at the following locations in Des Moines, Iowa:

- E. 16th Street from Cleveland Avenue to E. Washington Avenue
- E. Thornton Avenue from SE 5th Street to SE 8th Street
- E. 39th Street from E. Ovid Avenue to E. Douglas Avenue
- E. Rose Avenue from SE 22nd Street to SE 23rd Street
- Lyon Street from E. 6th Street to Pennsylvania Avenue
- 15th Street from Pleasant Street to Park Street
- Sheridan Avenue from 6th Avenue to 2nd Avenue
- 47th Street from Urbandale Avenue to Ovid Avenue
- Kenyon Avenue from Fleur Drive to SW 14th Street
- SW 18th Street from Kenyon Avenue to McKinley Avenue
- SW 5th Street from Lally Street to Wall Avenue
- E. Park Avenue from SE 19th Street to SE 22nd Street
- Indianola Avenue from SE 1st Street to Des Moines River Bridge

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.

★ **Roll Call Number**
24-1749

Agenda Item Number
49A

Date December 23, 2024

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 City Engineer is hereby authorized to approve requests to sublet work from the Contractor, 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.

BE IT FURTHER RESOLVED: That the Director of Finance 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. 24-512 attached)

Moved by Gatto to adopt. Second by SIMONSON

FORM APPROVED:

FUNDS AVAILABLE:

s/Kathleen Vanderpool
 Kathleen Vanderpool
 Deputy City Attorney

s/Nickolas J. Schaul
 Nickolas J. Schaul
 Director of Finance

SLN Funding Source: 2024-25 CIP, Page 100, Public Works - Concrete Street and Curb Rehab, ST102,
 Being: Road Use Tax and G.O. Bonds

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN	✓			
COLEMAN	✓			
GATTO	✓			
MANDELBAUM	✓			
SIMONSON	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			
MOTION CARRIED		APPROVED		
<u>Connie Boesen</u> Mayor				

CERTIFICATE

I, Laura Baumgartner, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, 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.

Laura Baumgartner City Clerk