



# Council Communication

Office of the City Manager

Date November 6, 2006

Agenda Item No. 46  
Roll Call No. 06-  
Communication No. 06-695  
Submitted by: Jeb E. Brewer, P.E.  
City Engineer

## AGENDA HEADING:

Hearing on Hickman Road Sidewalk from Prospect Road to M.L. King, Jr. Parkway: Resolution approving plans, specifications, form of contract documents, engineer's estimate, receive and file bids, and designating lowest responsible bidder as Hockmuth Concrete Services, Inc., Kenneth Hockmuth, President, \$58,005.

## SYNOPSIS:

This is a public hearing to allow for public input on the Hickman Road Sidewalk from Prospect Road to M.L. King, Jr. Parkway and take the necessary actions as required by Iowa Code to authorize a contract for construction of the proposed project. The project includes construction of sidewalk on the north side of Hickman Road from Prospect Road to M. L. King, Jr. Parkway. Most of the property along this proposed sidewalk is owned by either the City of Des Moines (Prospect Park) or Polk County (Broadlawns Hospital). Polk County has agreed to pay half of the construction costs and Broadlawns Hospital will handle snow removal.

## FISCAL IMPACT:

Amount: \$58,005 Construction Contract (Construction Estimate - \$67,590)

Funding Source: 2006-2007 CIP, Page Sidewalk-6, School Routes and Priority Sidewalks, STR081, various funding, being: 50% (\$29,002.50) from Polk County and 50% in G. O. Bonds from STR081

## ADDITIONAL INFORMATION:

On October 9, 2006, under Roll Call No. 06-1951, the City Council received and filed plans, specifications, form of contract documents, and City Engineer's estimate for the construction of the Hickman Road Sidewalk from Prospect Road to M.L. King, Jr. Parkway. Before the City Council can enter into a contract, it must hold a public hearing and approve the proposed plans, specifications, and form of contract documents and engineer's estimate. The improvement includes construction of Class 'B' Portland cement concrete sidewalk four (4) inches thick and reconstruction of Class 'B' Portland cement concrete sidewalks four (4) inches thick, (six (6) inches thick at driveways), together with all appurtenances; in accordance with the contract documents, including Plan File Nos. 465-32/34 at Hickman Road from Prospect Road to M.L. King, Jr. Parkway, Des Moines, Iowa.

Sealed bids for said improvement were submitted by the following bidders:

Hockmuth Concrete Services, Johnston, IA, Bid read under advisement – see bid tabulation attached to

**Roll Call**

P. G. Construction Inc., Des Moines, IA  
Rocky Hurst Construction, Truro, IA  
Ti-Zack Concrete, Inc., LeCenter, MN  
Dormark Construction Company, Grimes, IA

The bids were received and opened at a public meeting presided over by the City Engineer in the City Council Chambers, 2nd Floor, City Hall, 400 Robert D Ray Drive, Des Moines, Iowa at 11:00 a.m. on October 24, 2006, and the bid received from Hockmuth Concrete Services, Inc., Kenneth Hockmuth, President, 5965 Merle Hay Road, Suite D, Johnston, Iowa, 50131, was read under advisement because Proposal Attachment: Part G – Identity of Bidder was not properly completed in that Jackie J. Weaver, the notary that notarized the proposal submitted by Hockmuth Concrete Services, Inc., entered on the proposal that her notary commission expires on March 26, 2006, which would mean that the commission had expired and the notarization would not be valid. Engineering Department staff has investigated the status of Jackie J. Weaver’s notary commission on the Secretary of State’s website and determined that March 26, 2006 is a scrivener’s error as the website shows that Jackie J. Weaver, Commission Number 715735, received her original notary commission March 26, 2002, which was renewed and issued on March 26, 2005 and will not expire until March 26, 2008; therefore, Jackie J. Weaver is a commissioned notary and the notarization on the proposal is valid; and after further review, the Legal Department has determined that this was a minor irregularity that could be waived by the City Council.

The City Engineer has determined that the lowest responsible, responsive bid for the construction of said improvement was submitted by Hockmuth Concrete Services, Inc., Kenneth Hockmuth, President, 5965 Merle Hay Road, Suite D, Johnston, IA, 50131 in the amount of \$58,005. The Finance Director has determined that funds are available as stated above.

**PREVIOUS COUNCIL ACTION(S):**

Date: October 9, 2006

Roll Call Number: [06-1951](#)

Action: Ordering construction of Hickman Road Sidewalk from Prospect Road to M.L. King, Jr. Parkway – Receiving of bids, (10-24-06), and Setting date of hearing, (11-06-06). (Construction Estimate - \$67,590). ([Council Communication No. 06-643](#)). Moved by Vlassis to adopt. Motion Carried 6-0.

**BOARD/COMMISSION ACTION(S): NONE****ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:**

Partial payments to the contractor and final acceptance of work.