



**Council
Communication**
Office of the City Manager

Date February 12, 2007

Agenda Item No. 68
Roll Call No. 07-
Communication No. 07-059
Submitted by: Jeb E. Brewer, P.E.
City Engineer

AGENDA HEADING:

Hearing on 12th Street Storm Sewer - Cherry to High Streets: Resolution approving plans, specifications, form of contract documents, engineer's estimate, receive and file bids, and designating lowest responsible bidder as The Underground Company, Ltd., Duane Burkhardt, President, \$2,228,690.10.

SYNOPSIS:

This is a public hearing to allow for public input on the 12th Street Storm Sewer - Cherry to High Streets and take the necessary actions as required by Iowa Code to authorize a contract for construction of the proposed project. This project provides for the construction of a storm sewer in 12th Street from Cherry to High Streets, which will remove the storm water from the combined sewers in the immediate vicinity of the project and improve the drainage system in the western downtown business district. The elimination of the storm water from the combined sewer system will also substantially reduce the amount of flow sent to the Waste Water Treatment Facility. The contractor will begin to install the sewer in spring 2007 with completion in the fall. There are provisions to stage the work to minimize impacts to the Art Festival and the Higher Education Center. In order to minimize traffic impacts, some night and weekend work will be necessary. These activities, as directed work on City construction contracts, are exempt from the City Noise Ordinance per Section 42-259 of the Municipal Code, as is all directed work on City construction contracts.

FISCAL IMPACT:

Amount: \$2,228,690.10 Construction Contract (\$2,823,592.00 City Engineer's Estimate)

Funding Source: 2006-2007 CIP, Page Storm-16, Twelfth Street Storm Sewer, STE076, Various Funding, Being: \$2,187,218.10 in Storm Water Utility Funds from STE076 and estimated \$41,472 from Des Moines Water Works (DMWW) to pay the actual costs associated with Bid Item Nos. 47, 48, and 49).

ADDITIONAL INFORMATION:

On January 8, 2007, under Roll Call No. 07-018, the City Council received and filed plans, specifications, form of contract documents, and City Engineer's estimate for the construction of the 12th Street Storm Sewer - Cherry to High Streets. 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 for the construction of the 12th Street Storm Sewer - Cherry to High Streets, 08-2006-008. The improvement includes construction of storm and sanitary sewer including intakes, manholes and jacked pipe, pavement removal and replacement, HMA overlay, removal and replacement of sidewalks and driveways, relocation of water mains, landscaping, traffic control and other incidental

items, in accordance with the contract documents including Plan File Nos. 470-131/149 on 12th Street from Cherry Street to south of High Street, Des Moines, Iowa.

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

- The Underground Company, Ltd., Carlisle, IA
- Van Hauen & Associates, Inc., Clive, IA
- H & W Contracting LLC, Sioux Falls, SD
- Corell Contractor, Inc., West Des Moines, 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 January 30, 2007.

The City Engineer has determined that the lowest responsible, responsive bid for the construction of said improvement was submitted by The Underground Company, Ltd., Duane Burkhardt, President, 12245 Dakota Street, Carlisle, IA, 50047, in the amount of \$2,228,690.10, and said bid should be accepted. The Finance Director has determined that funds are available for said improvement as stated above.

PREVIOUS COUNCIL ACTION(S):

Date: January 8, 2007

Roll Call Number: 07-018

Action: Ordering construction of the following: [12th Street Storm Sewer – Cherry to High Streets](#) – Receiving of bids, (1-30-07), and Setting date of hearing, (2-12-07). (Construction Estimate - \$2,823,592). ([Council Communication No. 07-010](#)) Moved by Vlassis to adopt. Motion Carried 6-0.

Date: February 20, 2006

Roll Call Number: 06-332

Action: Approving Professional Services Agreement with Veenstra & Kimm, Inc. to perform design and construction phase services in conjunction with 12th Street Storm Sewer Project, not to exceed \$230,466. ([Council Communication No. 06-091](#)) Moved by Hensley to adopt. Motion Carried 7-0.

BOARD/COMMISSION ACTION(S): NONE

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:

Partial payments to the contractor and final acceptance of work.