



Council Communication

Office of the City Manager

Date

May 19, 2008

Agenda Item No. 61
Roll Call No. 08-
Communication No. 08-300
Submitted by: Jeb E. Brewer, P.E.
City Engineer

AGENDA HEADING:

Reject all bids on 2008 Parks playground curbing and close the hearing on the plans, specifications, form of contract documents, and City Engineer's estimate.

SYNOPSIS:

This is a public hearing to allow for public input on the 2008 Park playground curbing and take the necessary actions as required by Iowa Code to authorize a contract for construction of the proposed project. However, only one bid was received on May 11, 2008, which did not have adequate bid security; and therefore, the bid was not read. Staff recommends that City Council close the hearing, reject the bid, and rebid the project at a later date. This project provides for the installation of curbing and engineered wood fiber surfacing for the existing playground equipment at Woodlawn Park and Burke Park. New sidewalks and ramps would be constructed to make the playgrounds handicapped accessible and improve access for all users.

FISCAL IMPACT:

Amount: No bids were read (\$50,700 City Engineer's Estimate)

Funding Source: 2008-2009 CIP, Page Parks-15, Neighborhood Park Improvements, PKS137, G. O. Bonds, Being: \$28,700 in G. O. Bonds from PKS137 and \$22,000 in G. O. Bonds from ADA Modifications for Municipal Buildings, Page Municipal Improvements-4, BLD042

ADDITIONAL INFORMATION:

On April 21, 2008, under Roll Call No. 08-639, the City Council received and filed plans, specifications, form of contract documents, and City Engineer's estimate for the construction of the 2008 Park playground curbing. 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 2008 Park Playground Curbing, 11-2008-008. The improvement includes construction of PCC curbing, engineered wood fibers and PCC sidewalk; all in accordance with the contract documents including Plan File Nos. 489-109/112 at Woodlawn Park, 4310 Lawnwoods Drive and Burke Park, 1150 E. 7th Street, Des Moines, Iowa.

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 May 6, 2008. The only bid received for this project was from Ti-Zack Concrete, Inc., Steve J. Rutt, President, 39352 221st Avenue, LeCenter, MN 56057. Engineering and Legal Staff at the bid opening

determined that the bid from Ti-Zack Concrete, Inc. could not be read because the bid bond was not executed by the surety company and therefore bid bond was not valid. Section 26.8 of the Iowa Code requires that each bidder shall accompany its bid with bid security. Since the bid bond submitted by Ti-Zack Concrete, Inc. was not valid, the bid could not be opened or considered by the City.

The City Engineer recommends the City Council close the hearing on the plans, specifications, form of contract documents, and engineer's estimate, and officially reject the bid submitted by Ti-Zack Concrete, Inc. that was not opened at the May 6, 2008 letting. The project will be submitted to the City Council for consideration to establish a new bid date later this summer.

PREVIOUS COUNCIL ACTION(S):

Date: April 21, 2008

Roll Call Number: 08-639

Action: Ordering construction of the following: [2008 Park Playground Curbing](#) – receiving of bids (5-6-08), and setting date of hearing (5-19-08). (Construction Estimate - \$50,700). ([Council Communication No. 08-232](#)) Moved by Vlassis 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.

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