



Council Communication

Office of the City Manager

Date

July 28, 2008

Agenda Item No. 53
Roll Call No. 08-
Communication No. 08-444
Submitted by: Jeb E. Brewer, P.E.
City Engineer

AGENDA HEADING:

Hearing on 2008 Sidewalk Replacement Program: Resolution approving plans, specifications, form of contract documents, engineer's estimate, receive and file bids, and designating lowest responsible bidder as Ti-Zack Concrete, Inc., Steve J. Rutt, President, \$229,190.

SYNOPSIS:

This is a public hearing to allow for public input on the 2008 Sidewalk Replacement Program and take the necessary actions as required by Iowa Code to authorize a contract for construction of the proposed project. This project provides for a City-wide program to replace deteriorated City sidewalks, sidewalks damaged by City activities, and sidewalks for residents that qualify for special assessment subsidy.

FISCAL IMPACT:

Amount: \$229,190 Construction Contract (\$174,980 City Engineer's Estimate)

Funding Source: 2008-2009 CIP, Page Sidewalk-5, City-wide Sidewalk Replacement, STR084, G. O. Bonds

ADDITIONAL INFORMATION:

On June 23, 2008, under Roll Call No. 08-1093, the City Council received and filed plans, specifications, form of contract documents, and City Engineer's estimate for the construction of the 2008 Sidewalk Replacement Program. 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 Sidewalk Replacement Program, 09-2008-002. The improvement includes reconstruction of Class A and 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 at various locations. Sidewalk will be replaced at locations inspected by the Public Works Department. Handicapped accessible ramps will also be constructed in the vicinity where sidewalks will be replaced.

Sealed bids for said improvement were submitted by the following bidders:
Ti-Zack Concrete, Inc., LeCenter, MN, Bid read under advisement

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 July 15, 2008. Only one bid was received, being from Ti-Zack Concrete, Inc., Steve J. Rutt, President,

39352 221st Avenue, LeCenter, MN, 56057, which was 31% over the Engineer's estimate. Staff contacted five other companies that normally bid sidewalk construction work for the City of Des Moines to determine why they did not submit a bid on this project. Four of the companies stated that they were overbooked and had adequate work for the rest of this construction season, one company indicated that it was changing bonding companies and could not get a bond for this project, and one of the companies that was overbooked indicated that this replacement contract was for small quantities of work at many locations spread across the City and they did not want to do this type of sidewalk work.

The Public Works Department condemns sidewalks that need repair or replacement, and under the Municipal Code of the City of Des Moines, the property owner has 90 days to repair or replace the sidewalk after receipt of notice from the City. The property owners can either repair the sidewalk themselves or hire private contractors to do the work. This 2008 Sidewalk Replacement Program includes replacement or repair of city-owned sidewalk that needs repair; as well as repairs to sidewalk adjacent to private property resulting from damage by the City's street trees, construction of handicapped ramps on City property, and repair of sidewalk for property owners that qualify under the special assessment subsidy program. If the single bid is rejected, the City would need to wait 90 days before it could rebid the project, and such a delay would result in the City not being able to repair and replace sidewalk within the 90-day period that private citizens are required to do the work under the Municipal Code. Therefore, the City Engineer recommends acceptance of the single bid, and award of the contract to Ti-Zack Concrete, Inc.

The City Engineer has determined that the lowest responsive, responsible bid for the construction of the improvement was submitted by Ti-Zack Concrete, Inc., Steve J. Rutt, President, 39352 221st Avenue, LeCenter, MN, 56057 in the amount of \$229,190, and the bid should be accepted. The Finance Director has determined that funds are available for the improvement.

PREVIOUS COUNCIL ACTION(S):

Date: June 23, 2008

Roll Call Number: 08-1093

Action: Ordering construction of the following: 2008 Sidewalk Replacement Program – Receiving of bids, (7-15-08), and Setting date of hearing, (7-28-08). (Construction Estimate - \$174,980). (Council Communication No. 08-368) 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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