

 <p style="text-align: center;">Council Communication Office of the City Manager</p>	Date: July 12, 2010
	Agenda Item No. 36 Roll Call No. <u>10-1156</u> Communication No. <u>10-434</u> Submitted by: Jeb E. Brewer, P.E. City Engineer

AGENDA HEADING:

Public Hearing on Livingston Avenue Storm Sewer Lining regarding:

- 1) Approving plans, specifications, form of contract documents, engineer’s estimate, and
- 2) The status of funded activities under IDED Contract No. 08-DRI-006.

Also resolution to receive and file bids, designating lowest responsible bidder as Lametti & Sons, Inc., Victor Lametti, President, 16028 Forest Blvd. N., P. O. Box 477, Hugo, MN, 55038, \$1,775,800.

SYNOPSIS:

This is a public hearing to allow for public input on the Livingston Avenue Storm Sewer Lining and take the necessary actions as required by Iowa Code to authorize a contract for construction of the proposed project. This is also a public hearing required as part of the funding from the Iowa Department of Economic Development (IDED) on the status of funded activities for the Livingston Avenue Storm Sewer Lining project in Des Moines. The project includes cleaning and lining of approximately 10,000 lineal feet of 15" through 66" storm sewer in an area bounded by South Union Street, E. Dunham Avenue, S.E. 9th Street and the Des Moines River. The IDED has awarded the City of Des Moines a grant under the Infrastructure Assistance program, as part of the Federal Disaster Relief program under the Jump Start Program for Housing Assistance, Small Business Assistance and Infrastructure Assistance. The storm sewers in the Livingston Avenue area experienced multiple failures during the 2008 flood which necessitated emergency repair contracts. This contract provides for lining of many of the larger diameter storm sewers to prevent similar failures during future flood events.

FISCAL IMPACT:

Amount: \$1,775,800 Construction Contract (\$1,917,000 City Engineer's Estimate)

Funding Source: 2010-2011 CIP, Page Storm-13, Livingston Avenue Sewer Lining, STE085, Being: \$1,800,000 in HUD Disaster funds from the IDED for 100% of construction costs associated with the lining of the Livingston Avenue Storm Sewer System with a \$2,000,000 maximum in Federal Jumpstart Infrastructure Assistance funds. (Approximately \$200,000 of IDED funds used for televising under Activity ID 08-2010-001).

ADDITIONAL INFORMATION:

In the summer of 2008, there was extensive damage across Iowa from flooding and other severe weather. As part of the Federal Disaster Relief program, the State of Iowa has funds available under the Jumpstart Program for Housing Assistance, Small Business Assistance and Infrastructure Assistance. The first

selection considered any project submitted by an authorized agency to the IDED by February 18, 2009. The Jumpstart program had \$15.75 million in Community Development Block Grant (CDBG) funds for Infrastructure Assistance to allocate statewide.

On February 9, 2009, under Roll Call Number 09-230, the City Council authorized submittal of four project applications under the Infrastructure Assistance Program. The projects were identified as those being the most competitive in the grant selection criteria. Important criteria considered were the direct relationship of the project to the 2008 disaster, threat to health, safety, or welfare, benefit to low and moderate-income persons and burden associated to the same group if local revenue was used to accomplish the project, and the ability to construct the projects quickly. One of the four project applications submitted was \$2,000,000 for construction of a storm sewer-lining project in the Livingston area south of the Des Moines River. This project would construct a cured-in-place liner in the existing storm sewer. The storm sewers were damaged in several locations within this area during the 2008 flooding and rain events. This project will reduce the incidence of damage due to future high river levels.

Three of the four projects submitted were selected for funding, and on May 18, 2009, under Roll Call No. 09-832, three grants were approved by the City Council, including Contract Number 08-DRI-006 in the amount of \$2,000,000 for Livingston Avenue Storm Sewer System Lining. The lining of the Livingston Avenue Storm Sewer System will be accomplished using two separate contracts. The first contract is for the cleaning and televising of the sewers entitled Livingston Avenue Storm Sewer Televising, 08-2010-001, which the City Council awarded to Priority Excavating LLC in the amount of \$251,000, on November 9, 2009, under Roll Call No. 09-2062. This Livingston Avenue Storm Sewer Lining project is the second contract to be funded from the grant and includes the actual sewer lining.

Pursuant to the requirements of Section 508 of the Housing and Community Development Act of 1987, as amended, the Des Moines City Council must hold a public hearing to discuss the status of funding for the lining of the Livingston Avenue Storm Sewer System, IDED Contract Number 08-DRI-206. The grant improvement includes the Livingston Avenue Storm Sewer Lining project in Des Moines. The project includes cleaning and lining of approximately 10,000 lineal feet of 15" through 66" storm sewer in an area bounded by South Union Street, E. Dunham Avenue, S.E. 9th Street and the Des Moines River. The project is being funded in part through a CDBG grant provided by the IDED and Des Moines Storm Water Utility Funds. The notice of the public hearing published June 23, 2010 in the Des Moines Register stated that anyone with questions concerning the project may contact Calvin Miller at (515) 283-4748. As of July 6, 2010, no questions had been received.

When the grant application was prepared, Staff estimated that the lining project would cost \$2,000,000 for construction only utilizing IDED funds. Storm Water Utility funds would be utilized for design and administrative costs. The lining of the Livingston Avenue Storm Sewer System will be accomplished using two separate contracts, both of which will utilize IDED funds as discussed below:

- The first contract is for the cleaning and televising of the sewers in preparation of the lining and is entitled Livingston Avenue Storm Sewer Televising, 08-2010-001, which the City Council awarded to Priority Excavating LLC in the amount of \$251,000, on November 9, 2009, under Roll Call No. 09-2062. This project is nearing completion, and staff anticipates that approximately \$200,000 of IDED funds will be utilized.
- This is the second contract to be funded from the grant and includes the actual sewer lining. Actual bids for the lining ranged from \$1,775,800 to \$2,057,700. The low bid was submitted by Lametti & Sons, Inc. in the amount of \$1,775,800. This project includes all the remaining work necessary to complete the IDED grant work.

Given the anticipated final cost of approximately \$200,000 for the first cleaning and televising contract, plus the low bid of \$1,775,800 for the second lining contract, the total estimate cost for the IDED-eligible lining work would be approximately \$1,980,000, which is slightly under the \$2,000,000 funding for IDED Contract 08-DRI-206. Therefore, staff anticipates that grant funding will be adequate to complete the project work.

On June 14, 2010, under Roll Call No. 10-879, the City Council received and filed plans, specifications, form of contract documents and City Engineer's estimate for the construction of the Livingston Avenue Storm Sewer Lining. Before the City Council can enter into a contract, it must hold a public hearing and approve the proposed plans, specifications, form of contract documents and engineer's estimate for the construction of the Livingston Avenue Storm Sewer Lining, 08-2010-002. The improvement includes cleaning and lining of approximately 10,000 lineal feet of 15" through 66" storm sewer; all in accordance with contract documents, including Plan File Nos. 521-001/006, at an area bounded by South Union Street, E. Dunham Avenue, S.E. 9th Street and the Des Moines River, located in the City of Des Moines, Iowa.

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

Lametti & Sons, Inc., Hugo, MN
Insituform Technologies USA, Inc., Chesterfield, MO
SAK Construction, LLC, O'Fallon, MO
Visu-Sewer Clean & Seal, Inc., Pewaukee, WI

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 June 29, 2010.

The City Engineer has determined that the lowest responsive, responsible bid for the construction of said improvement was submitted by Lametti & Sons, Inc. in the amount of \$1,775,800, 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: June 14, 2010

Roll Call Number: [10-879](#)

Action: Ordering construction of the following: [Livingston](#) Avenue Storm Sewer Lining: Receiving of bids, (6-29-10), and Setting date of hearing, (7-12-10). (Construction Estimate - \$1,917,000). ([Council Communication No. 10-344](#)) Moved by Moore to adopt. Motion Carried 7-0.

Date: November 9, 2009

Roll Call Number: [09-2061](#)

Action: [On](#) Livingston Avenue Storm Sewer Televising: Resolution approving plans, specifications, form of contract documents, engineer's estimate and designating lowest responsible bidder as Priority

Excavating LLC, (Toby Torstenson, President), \$251,000. ([Council Communication No. 09-796](#)) Moved by Meyer to adopt. Motion Carried 6-1.

Date: November 9, 2009

Roll Call Number: [09-2062](#)

Action: [Approval](#) of contract and bond, and permission to sublet. Moved by Meyer to adopt. Motion Carried 6-1.

Date: May 18, 2009

Roll Call Number: [09-832](#)

Action: [Approving](#) execution of three (3) CDBG Disaster Recovery Infrastructure Grants with the Iowa Department of Economic Development. ([Council Communication No. 09-338](#)) Moved by Kiernan to adopt. Motion Carried 6-1. Absent: Cownie.

Date: February 9, 2009

Roll Call Number: [09-230](#)

Action: [Submission](#) of four (4) CDBG Disaster Recovery Infrastructure Applications to the Iowa Department of Economic Development. ([Council Communication No. 09-063](#)) Moved by Kiernan to adopt. Motion Carried 6-1. Absent: Cownie.

BOARD/COMMISSION ACTION(S): NONE

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:

Partial payments to the contractor and final acceptance of work.

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