

 <p style="text-align: center;"><b>Council Communication</b> Office of the City Manager</p>	<b>Date:</b> August 23, 2010
	<b>Agenda Item No.</b> 7 <b>Roll Call No.</b> <u>10-1357</u> <b>Communication No.</b> <u>10-527</u> <b>Submitted by:</b> <b>Jeb E. Brewer, P.E.</b> <b>City Engineer</b>

**AGENDA HEADING:**

Approving contract and bond and permission to sublet for construction of an improvement the estimated cost of which is less than the Iowa Code competitive bid threshold, Birdland Shelter Sanitary Sewer Service Relocation, The Underground Company, Ltd., Duane Burkhardt, President, 12245 Dakota Street, Carlisle, IA, 50047, \$58,604.

**SYNOPSIS:**

Recommend receive and file bids, designate lowest bidder, approve contract and bond, and permission to sublet for Birdland Shelter Sanitary Sewer Service Relocation, 07-2010-014. The City of Des Moines must relocate the Birdland Shelter sanitary sewer service as the existing service runs north from the shelter under the existing Birdland levee. The Corps of Engineers will not allow this service to remain in place when the new levee is constructed.

**FISCAL IMPACT:**

Amount: \$58,604 (Construction Contract)

Funding Source: 2010-2011 CIP, Page Storm-10, Flood Protection System Improvements, FLD008, Storm Water Utility Funds

**ADDITIONAL INFORMATION:**

Sections 26.3 and 26.12 of the Code of Iowa exempt the governing body from advertisement for sealed bids and holding a public hearing on the proposed plans, specifications, form of contract and estimated cost of the improvement when the Engineer's estimated cost for the improvement is less than the competitive bid threshold (currently \$100,000 for this type of work) established in Section 314.1B.

On February 12, 2007, under Roll Call Number 07-291, the Des Moines City Council approved bidding and contracting process changes for construction of improvements which included "Part II: New Competitive Quotation Process for Public Improvements" which the City Engineer has utilized for this project. Engineering and Legal Department Staff have utilized this process to determine the lowest responsive, responsible bidder for construction of the following improvement. These bidding and contracting process changes were also approved by the Des Moines International Airport Board on March 6, 2007, under Resolution Number A07-51. The estimated cost of said improvement is \$70,000, which is less than the competitive bid threshold established in Section 314.1B of the Code of Iowa.

The Engineering Department has prepared plans, specifications, form of contract documents, and Jurisdictional Engineer's estimate for the construction of the following improvement:

Birdland Shelter Sanitary Sewer Service Relocation, 07-2010-014

The improvement includes construction of a 6" cast iron and PVC sanitary sewer service, sanitary manholes, removal and replacement of HMA parking lot, PCC sidewalk and composite street section, traffic control, sodding and clean up; all in accordance with the contract documents including Plan File Nos. 523-130/135, at the Birdland Shelter, 2100 Saylor Road, Des Moines, Iowa.

Said plans and specifications were issued to contractors that normally bid on City of Des Moines projects of a similar nature, as part of a solicitation for proposals for said improvement; requesting the contractors to submit proposals to the Des Moines City Engineer on or before 11:00 a.m. on August 9, 2010.

Bids for said improvement were submitted by the following bidders:

The Underground Company, Ltd., Carlisle, IA.  
Priority Excavating LLC, Des Moines, IA.  
Van Hauen & Associates, Inc., Grimes, IA.  
Corell Contractor, Inc., West Des Moines, IA,

The Des Moines City Engineer has determined that the lowest responsible, responsive bid was submitted by The Underground Company, Ltd. in the amount of \$58,604, and recommends that said bid be accepted.

The Des Moines City Engineer has secured execution of contract documents for said public improvements by the lowest responsive, responsible bidder for presentation to the City Council for approval and authorization for the Mayor to sign.

**PREVIOUS COUNCIL ACTION(S): NONE**

**BOARD/COMMISSION ACTION(S): NONE**

**ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:**

Partial Payments to the Contractor and final acceptance of work.

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