



# Council Communication

Office of the City Manager

<b>Date:</b>	April 25, 2011
<b>Agenda Item No.</b>	56
<b>Roll Call No.</b>	<u>11-0736</u>
<b>Communication No.</b>	<u>11-248</u>
<b>Submitted by:</b>	Jeb E. Brewer, P.E., City Engineer

## AGENDA HEADING:

Hearing on 2011 CDBG - Recovery Program Sidewalk Replacement: Resolution approving plans, specifications, form of contract documents, engineer's estimate, receive and file bids, and designating lowest responsible bidder as T K Concrete Inc., Tony J. VerMeer, President, \$384,550.

## SYNOPSIS:

This is a public hearing to allow for public input on the 2011 CDBG - Recovery Program Sidewalk Replacement and take the necessary actions as required by Iowa Code to authorize a contract for construction of the proposed project. The City of Des Moines received CDBG-Recovery Program funding for neighborhood infrastructure improvements. The Neighborhood Revitalization Board recommended allocating the funding to replace defective sidewalks along school walk routes in Chartered Neighborhoods who received little or no funding previously through the NIRP program.

## FISCAL IMPACT:

Amount: \$384,550 Construction Contract (\$399,800 City Engineer's Estimate).

Funding Source: CDBG200903, Being: Operating Budget, Page 73, Stimulus - NIRP, CDBG2009003, Being: U.S. Department of Housing and Urban Development (HUD) funding from the HUD Community Development Block Grant – Recovery (CDBG-R) Program.

## ADDITIONAL INFORMATION:

Title XII of the American Recovery and Reinvestment Act of 2009 designated additional financial assistance and services to local governments to carry out, on an expedited basis, eligible activities under the CDBG-R program. The City of Des Moines was allocated funds based on an amendment to the City's 2008 HUD Consolidated Plan. The purpose of the additional CDBG funding is to stimulate the economy through measures that modernize the Nation's infrastructure, improve energy efficiency, and expand educational opportunities and access to health care. HUD strongly urges grantees to use CDBG-R funds for hard development costs associated with infrastructure activities that provide basic services to residents.

The CDBG-R Funds will be spent for sidewalk construction over two construction seasons. In 2010, the City Council approved a contract to reconstruct sidewalks in the ACCENT, Capital East, Capital Park, and McKinley School/Columbus Park Neighborhoods. This proposed 2011 project will reconstruct sidewalks in the Union Park, Highland Park, River Bend and Woodland Heights Neighborhoods. On March 28, 2011, under Roll Call No. 11-0499, the City Council received and filed plans,

specifications, form of contract documents, and City Engineer's estimate for the construction of the 2011 CDBG - Recovery Program Sidewalk Replacement. 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 2011 CDBG - Recovery Program Sidewalk Replacement, 09-2011-001. The improvement includes reconstruction of Class A and Class B Portland cement concrete sidewalks four (4) inches thick, (six (6) inches thick driveways), together with all appurtenances; in accordance with the contract documents at the Union Park, Highland Park, River Bend, and Woodland Heights Neighborhoods in Des Moines, Iowa. Sidewalks 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:

T K Concrete Inc., Pella, IA  
Ti-Zack Concrete, Inc., Le Center, MN  
MPS Engineers, P.C., 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 April 12, 2011.

The City Engineer has determined that the lowest responsive, responsible bid for the construction of said improvement was submitted by T K Concrete Inc., Tony J. VerMeer, President, 1608 Fifield Road, Pella, IA, 50219 in the amount of \$384,550, 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: March 28, 2011

Roll Call Number: [11-0499](#)

Action: Ordering construction of the following: [2011](#) CDBG – Recovery Program Sidewalk Replacement: Receiving of bids, (4-12-11), Setting date of hearing, (4-25-11). (Construction Estimate - \$399,800). ([Council Communication No. 11-170](#)) Moved by Hensley to adopt. Motion Carried 7-0.

Date: May 10, 2010

Roll Call Number: [10-753](#)

Action: [On](#) 2010 CDBG-Recovery Program Sidewalk Replacement: Resolution approving plans, specifications, form of contract documents, Engineer's estimate and designating lowest responsible bidder as Ti-Zack Concrete, Inc., (Steve J. Rutt, President), \$277,131. ([Council Communication No. 10-249](#)) Moved by Hensley to adopt. Motion Carried 6-1. Nays: Moore.

Roll Call Number: [10-754](#)

Action: [Approving](#) contract and bond, and permission to sublet. Moved by Hensley to adopt. Motion Carried 6-1. Nays: Moore.

Date: August 24, 2009

Roll Call Number: [09-1551](#)

Action: [Grant](#) Agreement with the U.S. Department of Housing and Urban Development (HUD) for funding of the HUD Community Development Block Grant-Recovery Program. ([Council Communication No. 09-586](#)) Moved by Kiernan to adopt. Motion Carried 7-0.

Date: June 3, 2009

Roll Call Number: [09-939](#)

Action: [Hearing](#) on proposed substantial amendment to the Fourth Year (2008) Action Plan of the 2005-2009 HUD Consolidated Plan for the Community Development Block Grant Funding (CDBG-R) under the American Recovery and Reinvestment Act of 2009. ([Council Communication No. 09-352](#)) Moved by Hensley to adopt. Motion Carried 6-1. Absent: Cownie.

Date: May 18, 2009

Roll Call Number: [09-852](#)

Action: [On](#) proposed substantial amendment to the Fourth Year (2008) Action Plan of the 2005-2009 HUD Consolidated Plan for the Community Development Block Grant Funding (CDBG-R) under the American Recovery and Reinvestment Act of 2009, (Hearing will be held at a special Council meeting on June 3, 2009 at 4:00 PM). Moved by Kiernan to adopt. Motion Carried 6-1. Absent: Cownie.

## **BOARD/COMMISSION ACTION(S):**

Board: Neighborhood Revitalization Board

Date: July 1, 2009

Resolution Number: N/A

Action: The Neighborhood Revitalization Board approved a motion to support the recommendations for allocation of the CDBG-R funds.

## **ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:**

Partial payments to the contractor and final acceptance of work.

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