 <p style="text-align: center;">Council Communication Office of the City Manager</p>	Date:	March 23, 2015
	Agenda Item No.	53
	Roll Call No.	<u>15-547</u>
	Communication No.	<u>15-148</u>
	Submitted by:	Pamela S. Cooksey, P.E., City Engineer

AGENDA HEADING:

Hearing on SE 34th Street/SE 36th Street Roadway Improvements at Union Pacific Railroad (UPRR): Resolution approving plans, specifications, form of contract documents, engineer’s estimate, receive and file bids, and designating lowest responsible bidder as Grimes Asphalt and Paving Corporation, Kurt Rasmussen, President, \$636,695.25.

SYNOPSIS:

This is a public hearing to allow for public input on the SE 34th Street/SE 36th Street Roadway Improvements at UPRR and take the necessary actions as required by Iowa Code to authorize a contract for construction of the proposed project. This project will construct roadway improvements to mitigate for the closing of the UPRR crossing on SE 34th Street immediately south of Laurel Hill Road, including a new access roadway.

FISCAL IMPACT:

Amount: \$636,695.25 Construction Contract (\$690,000 City Engineer's Estimate)

Funding Source: 2015-2016 Capital Improvement Program (CIP), Page Street - 48, UPRR Crossing Closures Mitigation, ST253, Being: \$12,650, Des Moines Water Works reimbursement; and the remaining \$624,045.25, Union Pacific Railroad funds, ST253

ADDITIONAL INFORMATION:

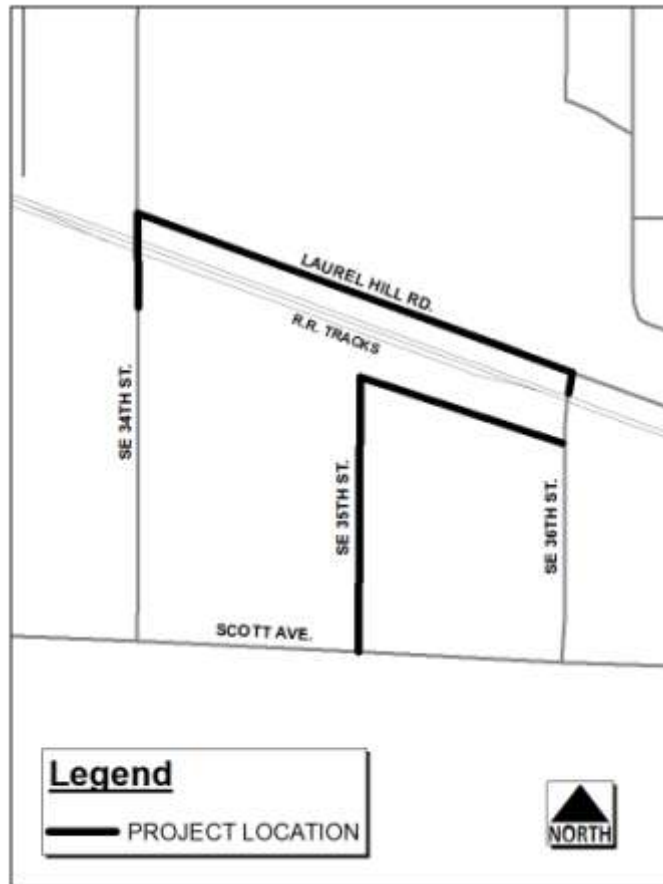
On February 23, 2015, under Roll Call No. 15-0279, the City Council received and filed plans, specifications, form of contract documents, and City Engineer's estimate for the construction of the SE 34th Street/SE 36th Street Roadway Improvements at UPRR. Before the City Council can enter into a contract, 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 SE 34th Street/SE 36th Street Roadway Improvements at UPRR, 06-2014-004. The improvement includes constructing a Hot Mix Asphalt (HMA) overlay, full depth HMA paving, full depth Portland Cement Concrete (PCC) paving, storm sewer modifications, restoration, and other incidental items; all in accordance with the contract documents, including Plan File Nos. 566-067/120, on Laurel Hill Road from SE 34th Street to SE 36th Street, on SE 34th Street from Laurel Hill Road to 393 feet south of Laurel Hill Road, on SE 35th Street from Scott Avenue to 700 feet north of Scott Avenue and on a new street connecting SE 35th Street and SE 36th Street along the south side of the Union Pacific Railroad property in Des Moines, Iowa.

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

- Grimes Asphalt and Paving Corporation, Des Moines, IA
- T K Concrete Inc., Pella, IA
- OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving, 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 March 10, 2015.

The City Engineer has determined that the lowest responsive, responsible bid for the construction of said improvement was submitted by Grimes Asphalt and Paving Corporation, Kurt Rasmussen, President, 5550 NE 22nd Street, Des Moines, IA, 50313 in the amount of \$636,695.25, 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: February 23, 2015

Roll Call Number: [15-0279](#)

Action: Ordering construction of the following:

(D) [SE 34th Street/SE 36th Street Roadway Improvements at UPRR: Receiving of bids, \(3-10-15\), Setting date of hearing, \(3-23-15\), Construction estimate, \\$690,000. \(Council Communication No. 15-087\)](#) Moved by Coleman to adopt. Motion Carried 5-2. Nays: Gatto and Moore.

Date: September 23, 2013

Roll Call Number: [13-1508](#)

Action: Items regarding the Union Pacific Crossing Closures Mitigation Project:

(A) [Vacation](#) of three segments of street right-of-way for railroad crossing closures at the Hull Avenue, Scott Avenue and SE 34th Street crossings, and approving agreement with the Union Pacific Railroad Company for the Union Pacific Crossing Closure Mitigation Project and authorization to proceed with acquisition of the necessary right-of-way and easements required for the project by gift, negotiation or eminent domain. ([Council Communication No. 13-486](#)) Moved by Mahaffey to adopt. Motion Carried 4-2-1. Nays: Meyer and Moore. Absent: Cownie.

Date: August 26, 2013

Roll Call Number: [13-1349](#)

Action: [On](#) vacation of three segments of street right-of-way for railroad crossing closures at the Hull Avenue, Scott Avenue and SE 34th Street crossings. ([Council Communication No. 13-444](#)) Moved by Mahaffey that this ordinance be considered and given second vote for passage, and that this ordinance be submitted for third consideration at the City Council meeting scheduled for September 23, 2013. Motion Carried 5-2. Nays: Meyer and Moore.

Date: April 8, 2013

Roll Call Number: [13-0578](#) and [13-0579](#)

Action: [Approving](#) preliminary terms of agreement with Union Pacific Railroad for the vacation of three (3) segments of street right-of-way at the Hull Avenue, Scott Avenue and SE 34th Street crossings. ([Council Communication No. 13-165](#)) Moved by Mahaffey to adopt; refer to the City Manager to continue to work on the terms of the agreement with the residents, businesses and the UPRR. Motion Carried 5-2. Nays: Meyer and Moore.

(A) [Setting](#) date of hearing on vacation of three (3) segments of street right-of-way for railroad crossing closures at the Hull Avenue, Scott Avenue and SE 34th Street crossings, (6-10-13). Moved by Mahaffey to adopt. Motion Carried 7-0.

Date: January 28, 2013

Roll Call Number: [13-0166](#)

Action: [Receive](#) and file Plan and Zoning Commission recommendation regarding request from Union Pacific Railroad to vacate the following four (4) segments of street right-of-way where the railroad right-of-way intersects, subject to conditions: ([Council Communication No. 13-040](#)). Moved by Mahaffey to receive and file. Motion Carried 6-1. Nays: Meyer.

- (A) Hull Avenue between Delaware Avenue and Dixon Street.
- (B) Scott Avenue between SE 20th Street and SE 22nd Street.
- (C) SE 34th Street between Scott Avenue and E. Court Avenue.
- (D) SE 36th Street at a point north of Scott Avenue.

BOARD/COMMISSION ACTION(S):

Board: Plan and Zoning Commission

Date: January 3, 2013

Resolution Number: N/A

Action: A motion to approve the requested vacation of public right-of-ways failed by a vote of 5-8. No further motions were made.

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:

Partial payments to the Contractor and final acceptance of work.

For more information on this and other agenda items, please call the City Clerk's Office at 515-283-4209 or visit the Clerk's Office on the first floor of City Hall, 400 Robert D. Ray Drive. Council agendas are available to the public at the City Clerk's Office on Thursday afternoon preceding Monday's Council meeting. Citizens can also request to receive meeting notices and agendas by email by calling the Clerk's Office or sending their request via email to cityclerk@dmgov.org.