

Date March 23, 2009

APPROVAL OF EMERGENCY PROCEEDINGS FOR THE 618 31ST STREET EMERGENCY SANITARY SEWER REPAIR, RECEIVE AND FILE THE CITY MANAGER'S EMERGENCY DECLARATION, AND APPROVE THE EMERGENCY CONTRACT WITH THE LOWEST RESPONSIBLE BIDDER, CORELL CONTRACTOR, INC., GRANT S. CORELL, PRESIDENT, \$7,700.00

WHEREAS, Public Works crews discovered the apparent sanitary sewer failure the back yard of 618 31st Street. The investigation indicates that a sink hole has developed over the 84-inch Ingersoll Run Combined Sewer. Available information indicates that the sink hole is in very close proximity to the service connection for 618 31st Street. Sanitary sewage has backed-up into the basement of the home at 618 31st Street requiring pumping by Public Works crews.

WHEREAS, Engineering Staff was contacted on March 9, 2009 by Public Works Staff, and was requested to commence the repair by an emergency contract. Engineering Staff investigated the site, contacted potential bidders, provided bidding information, and received emergency bids on March 11, 2009.

WHEREAS, the scope of these emergency repairs required the services of a private contractor because of the urgent nature of the required repairs; and the delay of advertising and a public letting might cause serious loss or injury to the City; and

WHEREAS, Potential bidders were contacted by Engineering Department Staff and emergency bids were received on March 11, 2009, from the following bidders:

- \$7,700.00 from Corell Contractor, Inc., West Des Moines, IA
- \$10,900.00 from The Underground Company, Ltd., Carlisle, IA
- \$15,000.00 from Van Hauen & Associates, Inc., Grimes, IA

for the 618 31st Street Emergency Sanitary Sewer, 07-2009-025, work described as furnishing all material, labor, and equipment necessary to complete the emergency sanitary sewer repair, which includes repair of the sanitary sewer and sewer service in the backyard at 618 31st Street, Des Moines, Iowa.

WHEREAS, Section 384.103(2) of the Iowa Code provides for emergency repairs as follows:

When emergency repair of a public improvement is necessary and the delay of advertising and a public letting might cause serious loss or injury to the City, the governing body shall, by resolution, make a finding of the necessity to institute emergency proceedings under this section, and shall procure a certificate from a competent registered professional engineer or architect, not in the regular employ of the City, certifying that emergency repairs are necessary.

In that event the governing body may contract for emergency repairs without holding a public hearing and advertising for bids, and the provisions of Chapter 26 do not apply.

Date March 23, 2009

WHEREAS, H. R. Veenstra, President, Veenstra & Kimm, Inc., 3000 Westown Parkway, West Des Moines, IA 50023, has inspected the site and has recommended in the attached letter that emergency repair action be taken.

WHEREAS, on March 10, 2009, the City Manager sent an e-mail to the Mayor and Council notifying them of the proposed emergency sewer repair project resulting from a sewer breakage at 618 31st Street, and advising that the emergency contract will be placed on the next regular agenda for approval, but as a practical matter the work will have already been completed.

WHEREAS, in the attached March 11, 2009 letter, the City Manager declared this sanitary sewer repair an emergency to be constructed immediately, waived the bidding requirements, and directed the City Engineer to prepare an emergency contract with Corell Contractor, Inc., Grant S. Corell, President, 1300 Lincoln Street, West Des Moines, IA 50265, in the amount of \$7,700.00 for City Council consideration at the next available meeting.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the emergency actions of the City Manager and the City Engineer regarding the 618 31st Street Emergency Sanitary Sewer, 07-2009-025, work described as furnishing all material, labor, and equipment necessary to complete the emergency sanitary sewer repair, which includes repair of the sanitary sewer and sewer service in the backyard at 618 31st Street, Des Moines, Iowa, be and are hereby approved, ratified, and confirmed; and the City Council hereby makes a finding that emergency repairs were necessary because a public letting might have caused serious loss or injury to the City; and the City Council hereby makes a finding that said emergency repairs were necessary in accordance with Subsection 384.103(2) of the Code of Iowa.

BE IT FURTHER RESOLVED: That the contract and bond, in the amount of \$7,700.00, executed by Corell Contractor, Inc., Grant S. Corell, President, 1300 Lincoln Street, West Des Moines, IA 50265, dated March 23, 2009, for the construction of said repairs be and the same are hereby approved.

BE IT FURTHER RESOLVED: That the Mayor be and is hereby authorized and directed to execute said contract on behalf of the City of Des Moines, and the City Clerk, be and is hereby authorized and directed to attest to same. No contract shall be deemed to exist between the City of Des Moines and said Bidder until said contract has been executed by the Bidder, and shall have been approved by this Council and executed by the Mayor and attested to by the City Clerk.

★ **Roll Call Number**

Agenda Item Number
28

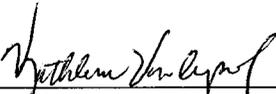
Date March 23, 2009

(Council Communication Number 09-179 is attached)

Moved by _____ to adopt.

FORM APPROVED:

FUNDS AVAILABLE


Kathleen Vanderpool,
Deputy City Attorney


Allen McKinley
Des Moines Finance Director

Funding Source: 2009-2010 CIP, Page Sanitary-5, City-wide Sanitary Sewers, SAE054, being Sanitary Sewer Funds with 100% reimbursement from FEMA

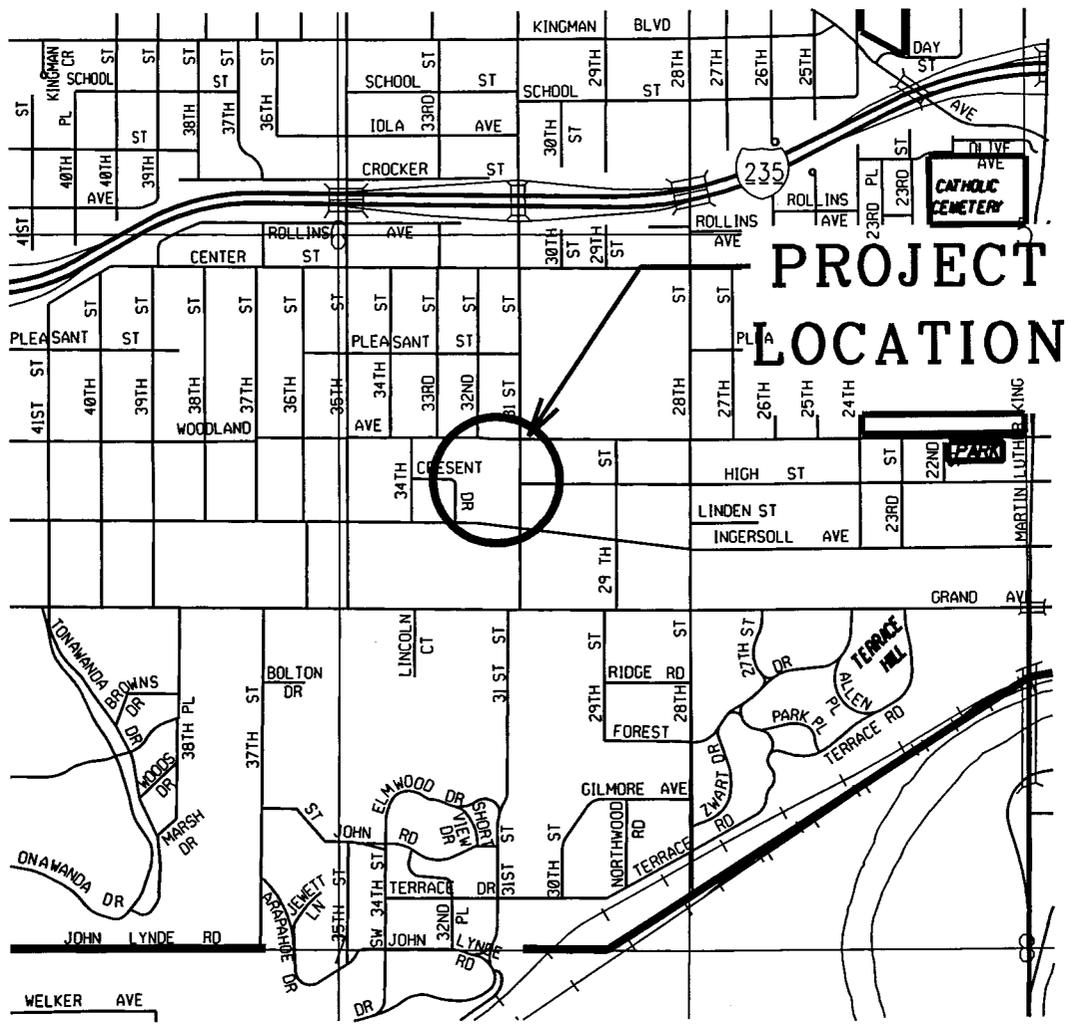
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLISSIS				
TOTAL				
MOTION CARRIED			APPROVED	
_____ Mayor				

CERTIFICATE

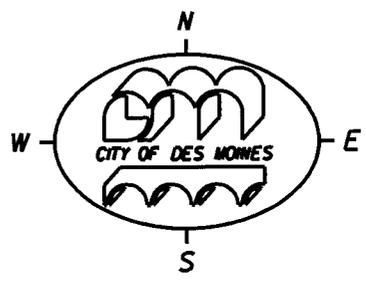
I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

City Clerk



**PROJECT
LOCATION**



**618 31st STREET
EMERGENCY SANITARY
SEWER REPAIR
ACTIVITY ID 07-2009-025**

sfile-dates

CITY OF DES MOINES, IOWA
ENGINEERING DEPARTMENT

TO: Richard A. Clark
City Manager

FROM: Jeb E. Brewer, P.E.
City Engineer

DATE: March 11, 2009

RE: 618 31st Street Emergency Sanitary Sewer Repair
Activity ID 07-2009-025

The Engineering Department has requested fax quotes from three sewer contractors for furnishing all material, labor, and equipment necessary to complete the emergency sanitary sewer repair, which includes repair of the sanitary sewer and sewer service in the backyard at 618 31st Street, Des Moines, Iowa.

The proposed emergency sewer repair requires the services of a private contractor, since the Public Works Department could not provide the necessary repair. Public Works crews discovered the apparent sanitary sewer failure the back yard of 618 31st Street. The investigation indicates that a sink hole has developed over the 84-inch Ingersoll Run Combined Sewer. Available information indicates that the sink hole is in very close proximity to the service connection for 618 31st Street. The sanitary sewer service for 618 31st Street appears to have collapsed , is completely blocked, and has backed-up requiring pumping.

Engineering Staff was contacted on March 9, 2009 by Public Works Staff, and was requested to commence the repair by an emergency contract. Engineering Staff has investigated the site. Potential bidders were contacted, given design information, and emergency bids were received on March 11, 2009.

Faxed quotes were received on March 11, 2009 (attached) from the following bidders:

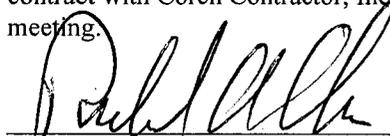
Corell Contractor, Inc.	\$7,700.00
The Underground Co., Ltd.	\$10,900.00
Van Hauen & Associates	\$15,000.00

The specifications given the bidders required the work be done according to the "Urban Standard Specifications for Public Improvements". The Engineering Department recommends acceptance of the low bid of \$7,700.00.

The Engineering Department requests that the City Manager declare this an emergency and waive the bidding requirements as provided in Section 384.103(2) of the Iowa Code.


Jeb E. Brewer, P.E., City Engineer

I concur with the City Engineer's recommendation and hereby declare this sanitary sewer repair an emergency to be constructed immediately, waive the bidding requirements, and direct the City Engineer to prepare an emergency contract with Corell Contractor, Inc. in the amount of \$7,700.00 for City Council approval at the next available meeting.


Richard A. Clark, City Manager

TABULATED BY: HANSEN
CHECKED BY: *[Signature]* APPROVED BY: *[Signature]*

CONTRACTOR'S BID TABULATION
618 31ST ST. EMERGENCY SANITARY SEWER REPAIR

ESTIMATE

ITEM	DESCRIPTION	QUANTITY	UNIT PRICE	AMOUNT
1	SEWER REPAIR, 618 31ST ST.	1 LS	\$35,000.00	\$35,000.00
TOTAL CONSTRUCTION COST				\$35,000.00
PERCENT OF ENGINEER'S ESTIMATE				

CONTRACTOR	BID PRICE	UNIT PRICE	AMOUNT
CORELL CONTRACTOR W.D.M.	\$7,700.00	\$7,700.00	\$7,700.00
UNDERGROUND CO. CARLISLE	\$10,900.00	\$10,900.00	\$10,900.00
VAN HAUEN GRIMES	\$15,000.00	\$15,000.00	\$15,000.00

Low
-78.00%
\$10,900.00
-68.86%
\$15,000.00
-57.14%

28

Office
1300 Lincoln Street
West Des Moines, Iowa 50265
515.221.9669



Mailing Address
P.O. Box 65430
West Des Moines, Iowa 50265
Fax: 515.221.9778

FACSIMILE TRANSMISSION

COMPANY: CITY OF DSM ENGINEERING DATE: 3/10/09

ATTENTION: Mr. JEFF HANSEN FROM: GRANT CORELL

FAX NO.: 237-1814

NUMBER OF PAGES (INCLUDING COVER) 3

IF THERE IS A PROBLEM WITH THIS TRANSMISSION

PLEASE CALL (515) 221-9669

RE: 618 31ST ST. EMERGENCY SAN. SEWER REPAIR

A series of horizontal lines for additional notes or details.

Proposal for Performance of 618 31st Street Emergency Sanitary Sewer Repair

(Page 1 of 1)

The City of Des Moines, hereinafter the "Jurisdiction", is seeking proposals for the performance of the following work:

618 31st Street Emergency Sanitary Sewer Repair, Activity ID 07-2009-025, described as:

The improvement includes repair of the sanitary sewer and sewer service in the backyard at 618 31st Street, Des Moines, Iowa.

Bid security is not required, and by submission of this proposal, Bidder hereby proposes to:

1. Perform all the above-described work in accordance with the Urban Standard Specifications for Public Improvements, and with this solicitation, as modified by the special provisions included in these contract documents which hereby are a part of this proposal by reference. The low bidder shall provide the City's standard insurance and four-year Performance, Payment and Maintenance Bond.
2. Commence the above-described work on or before Thursday, March 12, 2009 and fully complete said work within four (4) working days ; and to pay liquidated damages for noncompliance with said completion provisions in the amount of one hundred and no/100 dollars (\$100.00) for each working day thereafter that the work remains incomplete.
3. Complete the work comprising the above referenced improvements or work as specified in the contract documents at the prices hereinafter provided on Proposal Attachment: Part C - Bid Items, Quantities, and Prices. The quantities shown on the Proposal Attachment: Part C - Bid Items, Quantities and Prices are approximate only, but are considered sufficiently adequate for the purpose of comparing bids.
4. The Bidder hereby acknowledges that all addenda become a part of the contract documents when issued, acknowledges receipt of the following addenda by inserting the number of each addendum in the blanks below, and certifies that said addenda were utilized in the preparation of this bid.

ADDENDUM NUMBER _____

ADDENDUM NUMBER _____

Respectfully submitted

CORELL CONTRACTOR, INC.

Bidder Name

1300 LINCOLN ST.

Street Address

By

Grant S. Corell
Signature

3/10/09
Date

WOM, IA 50265

City, State - Zip Code

GRANT S. CORELL PRESIDENT

Printed Name and Title

515-221-9669

Telephone Number

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PROPOSAL ATTACHMENT: PART C - BID ITEMS, QUANTITIES AND PRICES: 1 of 1

THIS IS A UNIT BID PRICE CONTRACT. THE BIDDER MUST PROVIDE THE UNIT BID PRICE, THE TOTAL BID PRICE, ANY ALTERNATE PRICE(S) AND THE TOTAL CONSTRUCTION COST; IN CASE OF DISCREPANCY, THE UNIT BID PRICE GOVERNS. THE QUANTITIES SHOWN ON THIS PROPOSAL ATTACHMENT: PART C - BID ITEMS, QUANTITIES AND PRICES ARE APPROXIMATE ONLY, BUT ARE CONSIDERED SUFFICIENTLY ADEQUATE FOR THE PURPOSE OF COMPARING BIDS. THE TOTAL CONSTRUCTION COST PLUS ANY ALTERNATES SELECTED BY THE JURISDICTION SHALL BE USED FOR COMPARISON OF BIDS. THE TOTAL CONSTRUCTION COST, INCLUDING ANY ADD-ALTERNATES, SHALL BE USED FOR DETERMINING THE SUFFICIENCY OF THE BID SECURITY.

ACTIVITY ID 07-2009-025

<u>ITEM</u>	<u>DESCRIPTION</u>	<u>UNITS</u>	<u>ESTIMATED QUANTITY</u>	<u>UNIT PRICE</u>	<u>AMOUNT</u>
1	SEWER REPAIR, 618 31ST ST.	LS	1.00	\$ <u>7,700.-</u>	\$ <u>7,700.-</u>

TOTAL CONSTRUCTION COST \$ 7,700.-

NOTE: IT IS UNDERSTOOD THAT THE ABOVE QUANTITIES ARE ESTIMATED FOR THE PURPOSE OF THIS BID. ALL QUANTITIES ARE SUBJECT TO REVISION BY THE CITY. QUANTITY CHANGES WHICH AMOUNT TO TWENTY (20) PERCENT OR LESS OF THE TOTAL BID SHALL NOT AFFECT THE UNIT BID PRICE OF THAT ITEM.

PROPOSAL ATTACHMENT: PART C - BID ITEMS, QUANTITIES AND PRICES: 1 of 1

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ACTIVITY ID 07-2009-025

<u>ITEM</u>	<u>DESCRIPTION</u>	<u>UNITS</u>	<u>ESTIMATED QUANTITY</u>	<u>UNIT PRICE</u>	<u>AMOUNT</u>
1	SEWER REPAIR, 618 31ST ST.	LS.	1.00	\$ <u>10,900.⁰⁰</u>	\$ <u>10,900.⁰⁰</u>

TOTAL CONSTRUCTION COST \$ 10,900.⁰⁰

NOTE: IT IS UNDERSTOOD THAT THE ABOVE QUANTITIES ARE ESTIMATED FOR THE PURPOSE OF THIS BID. ALL QUANTITIES ARE SUBJECT TO REVISION BY THE CITY. QUANTITY CHANGES WHICH AMOUNT TO TWENTY (20) PERCENT OR LESS OF THE TOTAL BID SHALL NOT AFFECT THE UNIT BID PRICE OF THAT ITEM.



12245 Dakota Street
Carlisle, Iowa 50047

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Proposal for Performance of 618 31st Street Emergency Sanitary Sewer Repair

(Page 1 of 1)

The City of Des Moines, hereinafter the "Jurisdiction", is seeking proposals for the performance of the following work:

618 31st Street Emergency Sanitary Sewer Repair, Activity ID 07-2009-025, described as:

The improvement includes repair of the sanitary sewer and sewer service in the backyard at 618 31st Street, Des Moines, Iowa.

Bid security is not required, and by submission of this proposal, Bidder hereby proposes to:

1. Perform all the above-described work in accordance with the Urban Standard Specifications for Public Improvements, and with this solicitation, as modified by the special provisions included in these contract documents which hereby are a part of this proposal by reference. The low bidder shall provide the City's standard insurance and four-year Performance, Payment and Maintenance Bond.
2. Commence the above-described work on or before Thursday, March 12, 2009 and fully complete said work within four (4) working days ; and to pay liquidated damages for noncompliance with said completion provisions in the amount of one hundred and no/100 dollars (\$100.00) for each working day thereafter that the work remains incomplete.
3. Complete the work comprising the above referenced improvements or work as specified in the contract documents at the prices hereinafter provided on Proposal Attachment: Part C – Bid Items, Quantities, and Prices. The quantities shown on the Proposal Attachment: Part C – Bid Items, Quantities and Prices are approximate only, but are considered sufficiently adequate for the purpose of comparing bids.
4. The Bidder hereby acknowledges that all addenda become a part of the contract documents when issued, acknowledges receipt of the following addenda by inserting the number of each addendum in the blanks below, and certifies that said addenda were utilized in the preparation of this bid.

ADDENDUM NUMBER _____ ADDENDUM NUMBER _____

Respectfully submitted

Van Haven + Associates, Inc.
Bidder Name

13615 NW 54th Ave.
Street Address

By Jamie Crubugh 3/10/09
Signature Date

Grimes, IA 50111
City, State - Zip Code

Jamie Crubugh Project Engineer
Printed Name and Title

515-223-6234
Telephone Number

PROPOSAL ATTACHMENT: PART C - BID ITEMS, QUANTITIES AND PRICES: 1 of 1

THIS IS A UNIT BID PRICE CONTRACT. THE BIDDER MUST PROVIDE THE UNIT BID PRICE, THE TOTAL BID PRICE, ANY ALTERNATE PRICE(S) AND THE TOTAL CONSTRUCTION COST; IN CASE OF DISCREPANCY, THE UNIT BID PRICE GOVERNS. THE QUANTITIES SHOWN ON THIS PROPOSAL ATTACHMENT; PART C - BID ITEMS, QUANTITIES AND PRICES ARE APPROXIMATE ONLY, BUT ARE CONSIDERED SUFFICIENTLY ADEQUATE FOR THE PURPOSE OF COMPARING BIDS. THE TOTAL CONSTRUCTION COST PLUS ANY ALTERNATES SELECTED BY THE JURISDICTION SHALL BE USED FOR COMPARISON OF BIDS. THE TOTAL CONSTRUCTION COST, INCLUDING ANY ADD-ALTERNATES, SHALL BE USED FOR DETERMINING THE SUFFICIENCY OF THE BID SECURITY.

ACTIVITY ID 07-2009-025

<u>ITEM</u>	<u>DESCRIPTION</u>	<u>UNITS</u>	<u>ESTIMATED</u>		<u>UNIT PRICE</u>	<u>AMOUNT</u>
			<u>QUANTITY</u>			
1	SEWER REPAIR, 618 31ST ST.	LS	1.00		\$ <u>15,000.⁰⁰</u>	\$ <u>15,000.⁰⁰</u>

TOTAL CONSTRUCTION COST \$ 15,000.⁰⁰

NOTE: IT IS UNDERSTOOD THAT THE ABOVE QUANTITIES ARE ESTIMATED FOR THE PURPOSE OF THIS BID. ALL QUANTITIES ARE SUBJECT TO REVISION BY THE CITY. QUANTITY CHANGES WHICH AMOUNT TO TWENTY (20) PERCENT OR LESS OF THE TOTAL BID SHALL NOT AFFECT THE UNIT BID PRICE OF THAT ITEM.

**VEENSTRA & KIMM, INC.**

3000 Westown Parkway • West Des Moines, Iowa 50266-1320

515-225-8000 • 515-225-7848(FAX) • 800-241-8000(WATS)

March 9, 2009

Dave Miller
City of Des Moines
Public Works Department
3000 Vandalia Road
Des Moines, Iowa 50317

DES MOINES, IOWA
618 31ST STREET
SANITARY SEWER FAILURE

In accordance with your recent request the writer has investigated the apparent sanitary sewer failure in the rear yard of 618 31st Street. The investigation indicates a sink hole has developed in the yard of 618 31st Street. The sink hole is over the 84-inch Ingersoll Run Combined Sewer. Available information would indicate the sink hole is in very close proximity to the service connection for the residence.

It is understood the resident reported the basement has flooded with sanitary sewage and will not drain out through the service. With the rainfall events over the prior weekend it would be anticipated there would be elevated flow in the 84-inch sewer. However, flows would have abated immediately following the rainfall. Observation downstream did not indicate the Ingersoll Run system was overloaded as a result of the recent rainfall events.

A review of the sink hole and the observations regarding the sewer service would indicate the sewer service appears to have collapsed and is completely blocked. As a result water that has accumulated in the lower level and cannot drain out. In the current condition it does not appear the sanitary sewer service is usable. Repairs to the sanitary sewer service in the vicinity of the sink hole would be necessary to establish workable sanitary sewer service.

Dave Miller
March 9, 2009
Page 2

Based on review the writer believes the sink hole and sewer service failure at 618 31st Street constitutes an emergency condition and repairs should be completed as soon as possible. The primary basis for this determination is the fact that sanitary sewage has accumulated in the basement level of the residence and will not drain. In the current condition the failure of the sanitary sewer service compromises the inhabitability of the residence. Repairs should be completed on a time line much shorter than the normal project time line to restore sanitary sewer service to the residence.

If you have any questions or comments concerning the project, please contact us at 225-8000.

VEENSTRA & KIMM, INC.



H. R. Veenstra Jr.

114273