

DATE May 22, 2006

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON 2006 TENNIS COURT RESURFACING PROGRAM; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIBLE, RESPONSIVE BIDDER AS BLACKTOP REPAIR SERVICE INC., PATRICIA J. HICKS, PRESIDENT, \$75,921.50

WHEREAS, on April 24, 2006, under Roll Call No. 06-745, plans, specifications, form of contract documents, and Jurisdictional Engineer's estimate of construction cost were filed with the City Clerk, for the construction of the following improvement:

2006 Tennis Court Resurfacing Program, 11-2006-020

The improvement includes work on tennis court facilities in five (5) park sites that includes crack repairs, joint repairs, surface repairs, joint sealing, fence repair, replacement of net post footings and finish course on the ten (10) tennis courts, all in accordance with the contract documents, including Plan File Nos. 462-035/037, at the following City of Des Moines Parks: Burke Park, E. 7th Street and University Avenue; Columbus Park, SE 2nd Street and Indianola Avenue; Good Park, 17th Street and University Avenue; Grandview Park, E. 32nd Street and Easton Boulevard; Sayers Park, SW 13th Street and Watrous Avenue

WHEREAS, notice of the hearing on the plans, specifications, form of contract documents, and Engineer's estimate of construction cost was published as required by law.

WHEREAS, on May 9, 2006, sealed bids for said improvement were received and opened at a public meeting presided over by the Chief Civil Engineer, and the bid received from Blacktop Repair Service Inc., Patricia J. Hicks, President, 16340 Nowthen Blvd., Anoka, MN, 55303, was read under advisement because Proposal Attachment: Part C-Bid Items, Quantities, and Prices was not properly completed in that Blacktop Repair Service Inc. did not submit unit prices for nine bid items that had estimated quantities of one unit; however, did submit a total amount for each of these nine items. Blacktop Repair Service Inc. did submit unit prices on the five bid items that had quantities greater than one unit as well as total amounts for each item; and

Whereas, Blacktop Repair Service Inc. submitted the only bid received for construction of the 2006 Tennis Court Resurfacing Program; and

WHEREAS, the Engineering Department has tabulated the bids for said nine bid items based on the total amount bid for each of the nine items. Since the quantity of each bid item was one unit, the arithmetic calculation of the unit price is the same as the total amount for each of these nine items; and after further review, the Engineering and Legal Departments have determined that this was a minority irregularity that could be waived. The City Engineer recommends acceptance of the bid from Blacktop Repair Service Inc. in the amount of \$75,921.50.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the hearing on the plans, specifications, form of contract documents, and Jurisdictional Engineer's estimate of construction cost for said improvement be closed; and that said plans, specifications, form of contract documents, and Jurisdictional Engineer's estimate of construction cost are hereby approved as the plans, specifications, form of contract documents, and Jurisdictional Engineer's estimate of construction cost for said improvement.



Roll Call Number

Agenda Item Number

52

DATE May 22, 2006

BE IT FURTHER RESOLVED: That the City Council concurs in the recommendation of the Engineering Department and the Legal Department regarding the bid submitted by Blacktop Repair Service Inc., waives said minor irregularity, and hereby receives the bid submitted by Blacktop Repair Service Inc..

BE IT FURTHER RESOLVED: That sealed bids for said improvement were submitted by the following bidders:

Blacktop Repair Service Inc.	Anoka, MN
	Bid read under advisement

which were received and opened at a public meeting presided over by the Jurisdictional Engineer in the City Council Chambers, 2nd Floor, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa at 11:00 a.m. on May 9, 2006. Said bids and the attached tabulation of bids for said improvement be and are hereby received and filed.

BE IT FURTHER RESOLVED: That the Jurisdictional Engineer has determined that the lowest responsible, responsive bid for the construction of said improvement was submitted by Blacktop Repair Service Inc., Patricia J. Hicks, President, 16340 Nowthen Blvd., Anoka, MN, 55303 in the amount of \$75,921.50, and said bid be and the same is hereby accepted.

BE IT FURTHER RESOLVED: That the bid security of the unsuccessful bidders be and is hereby authorized and directed to be returned.

BE IT FURTHER RESOLVED: That the Jurisdictional Engineer is hereby directed to secure execution by the lowest responsible, responsive Bidder and its surety of the contract documents in the form heretofore approved by this Council; that the Jurisdictional Engineer is directed to thereafter present said contract documents to this Council for approval and authorization to the Mayor to sign; and that 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.

(City Council Communication Number 06-306 attached.)

Moved by _____ to adopt.

FORM APPROVED:

FUNDS AVAILABLE

Kathleen Vanderpool
Deputy City Attorney

Merrill R. Stanley
Assistant City Manager/Finance Director

Funding Source: 2006-2007 CIP, Page Park-11, Neighborhood Park Improvements Program, PKS137, G. O. Bonds



Roll Call Number

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52

DATE May 22, 2006

RB

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BROOKS				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
VLASSIS				
TOTAL				

MOTION CARRIED

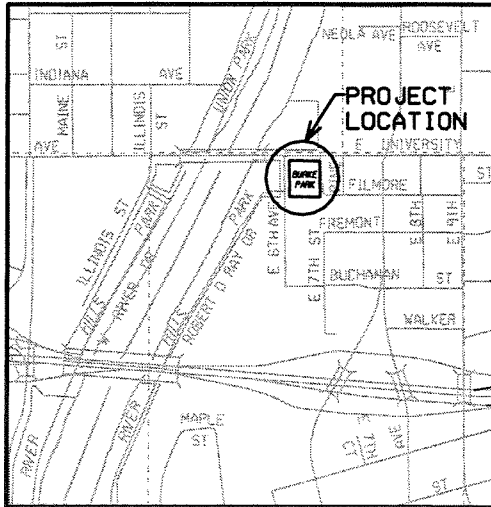
APPROVED

Mayor

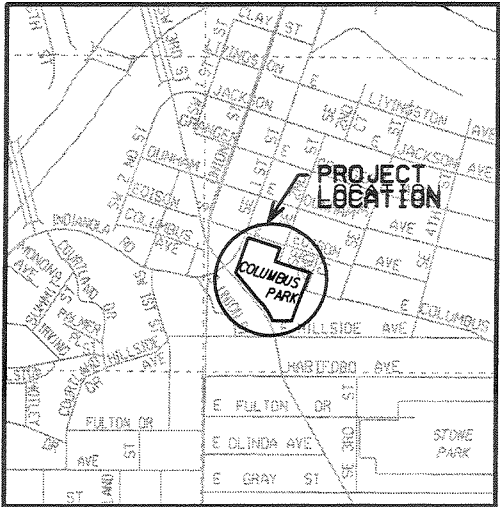
I, Diane Rauh, City Clerk of said City Council, hereby certify that at a meeting of the City Council, held on the above date, among other proceedings the above was adopted.

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

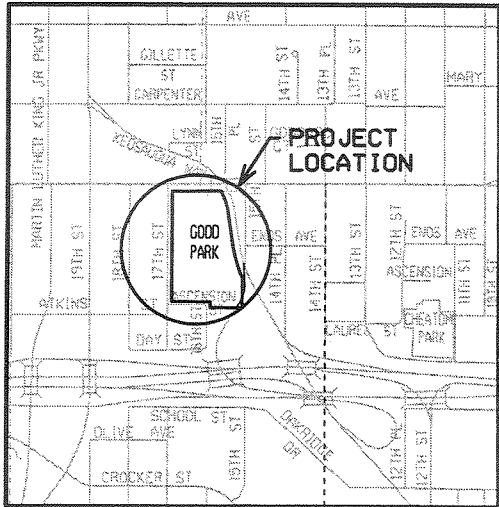
City Clerk



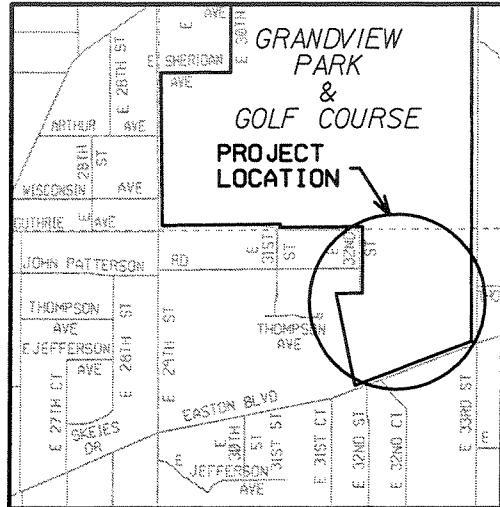
BURKE PARK



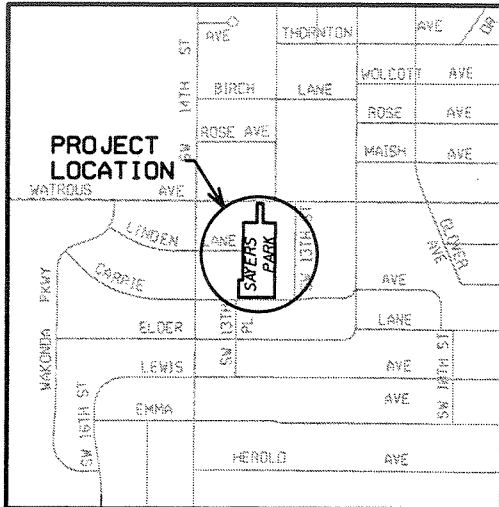
COLUMBUS PARK



GOOD PARK



GRAND VIEW PARK



SAYERS PARK

**2006 TENNIS COURT
RESURFACING PROGRAM
ACTIVITY I.D. 11-2006-020**

TABULATED BY: John G. Fussell APPROVED BY: John F. McKee
 CHECKED BY: M. Hutchens

CONTRACTOR'S BID TABULATION
PROJECT: 2006 TENNIS COURT RESURFACING PROGRAM

-----ESTIMATE-----

ITEM	DESCRIPTION	QUANTITY	UNIT PRICE	AMOUNT	CONTRACTOR Black Top Repair Services Ramsey, MN	CONTRACTOR BID SECURITY BID PRICE	CONTRACTOR BID SECURITY BID PRICE	
					UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT
1	Crack Repairs - All Sites	3735	LF	\$3.50	\$13,072.50	\$3.00	\$11,205.00	
2	Joint Repairs - All sites	2160	LF	\$7.50	\$16,200.00	\$5.45	\$11,772.00	
3	Surface Repairs - All Sites	48	SY	\$25.00	\$1,200.00	\$20.00	\$960.00	
4	Joint Sealing - All Sites	1290	LF	\$6.50	\$8,385.00	\$5.45	\$7,030.50	
5	Finish Course - Burke Park (One Court)	1	LS	\$4,000.00	\$4,000.00	\$3,000.00	\$3,000.00	
6	Finish Course - Columbus Park (Two Courts)	1	LS	\$8,000.00	\$8,000.00	\$5,400.00	\$5,400.00	
7	Finish Course - Good Park (Four Courts)	1	LS	\$16,000.00	\$16,000.00	\$10,800.00	\$10,800.00	
8	Finish Course - Grand View Park (Two Courts)	1	LS	\$8,000.00	\$8,000.00	\$5,400.00	\$5,400.00	
9	Finish Course - Sayers Park (One Court)	1	LS	\$4,000.00	\$4,000.00	\$3,000.00	\$3,000.00	
10	Fence Work - Burke Park	1	LS	\$1,800.00	\$1,800.00	\$2,600.00	\$2,600.00	
11	Fence Work - Good Park	1	LS	\$6,000.00	\$6,000.00	\$5,472.00	\$5,472.00	
12	Fence Work - Grand View Park	1	LS	\$200.00	\$200.00	\$500.00	\$500.00	
13	Fence Work - Sayers Park	1	LS	\$6,500.00	\$6,500.00	\$5,582.00	\$5,582.00	
14	Replace Net Post Footing - Two Sites	4	EA	\$900.00	\$3,600.00	\$800.00	\$3,200.00	
					\$96,957.50	\$75,921.50		
					100.00%			
							-27.71%	
							LOW BID	

TOTAL CONSTRUCTION COST
 PERCENT OF ENGINEER'S ESTIMATE

Bid Read Under
 Advisement.
 Bidder Did Not Include unit
 prices on Lump Sum Bid
 Items