

DATE July 10, 2006

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON GREENWOOD PARK STREET IMPROVEMENTS; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIBLE, RESPONSIVE BIDDER AS GRIMES ASPHALT & PAVING CORP., J M YONKER, PRESIDENT, \$123,016.75

WHEREAS, on June 5, 2006, under Roll Call No. 06-1076, 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:

Greenwood Park Street Improvements, 11-2004-010

The improvement includes removal of curb and gutter, pavement scarification, construction of PCC curb and gutter, HMA overlay, storm sewer, intakes, backfill of curb and site restoration all in accordance with the contract documents including Plan File Nos. 463-28/37 at Greenwood Park, 45th Street and Grand Avenue, Des Moines, Iowa.

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 June 27, 2006, sealed bids for said improvement were received and opened at a public meeting presided over by the Chief Civil Engineer, and after the bid opening during the tabulation of the bid received from Grimes Asphalt & Paving Corp., J M Yonker, President, 12021 NW 54th Avenue, Grimes, IA, 50111, Engineering Department Staff discovered that Grimes Asphalt & Paving Corp. had made errors in completing Proposal Attachment: Part C-Bid Items, Quantities, and Prices in that Grimes Asphalt & Paving Corp. had entered unit bid prices for Items 9, 10, and 11 that when multiplied by the estimated quantities did not equal the extended amount shown on its proposal; as further discussed in the attached Council Communication.

WHEREAS, the Engineering Department has tabulated the bids using the proposed revised policy as discussed in the attached Council Communication; and after further review, the Engineering and Legal Departments have determined that this was a minor irregularity that could be waived based upon the revised policy statement included in the attached Council Communication. The City Engineer recommends acceptance of the bid from Grimes Asphalt & Paving Corp. in the amount of \$123,016.75.

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.

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 Grimes Asphalt & Paving Corp., waives said minor irregularity, and hereby receives the bid submitted by Grimes Asphalt & Paving Corp..

★ **Roll Call Number**

**Agenda Item Number**

74

DATE July 10, 2006

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

- Grimes Asphalt & Paving Corp.      Grimes, IA
- Des Moines Asphalt & Paving Co.      Des Moines, IA

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 June 27, 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 Grimes Asphalt & Paving Corp., J M Yonker, President, 12021 NW 54th Avenue, Grimes, IA, 50111 in the amount of \$123,016.75, 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.

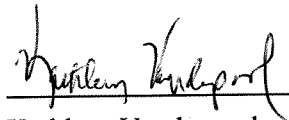
BE IT FURTHER RESOLVED: That the Jurisdictional Engineer is hereby directed to secure execution by the lowest responsible, responsive Bidder and its surety of the contract documents in the form heretofore approved by this Council; that the Jurisdictional Engineer is directed to thereafter present said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

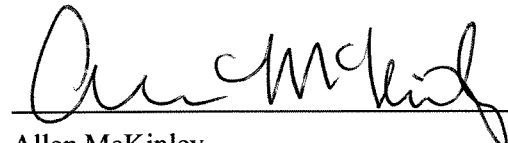
(City Council Communication Number 06-445 attached.)

Moved by \_\_\_\_\_ to adopt.

FORM APPROVED:

FUNDS AVAILABLE





Kathleen Vanderpool  
Deputy City Attorney

Allen McKinley  
Acting Des Moines Finance Director

Funding Source: 2006-2007 CIP, Page Park-17, Park Redevelopment, PKS100, Being:  
FY-2007 G. O. Bonds

★ **Roll Call Number**

**Agenda Item Number**

74

DATE July 10, 2006

*RB*

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

MOTION CARRIED

APPROVED

\_\_\_\_\_  
Mayor

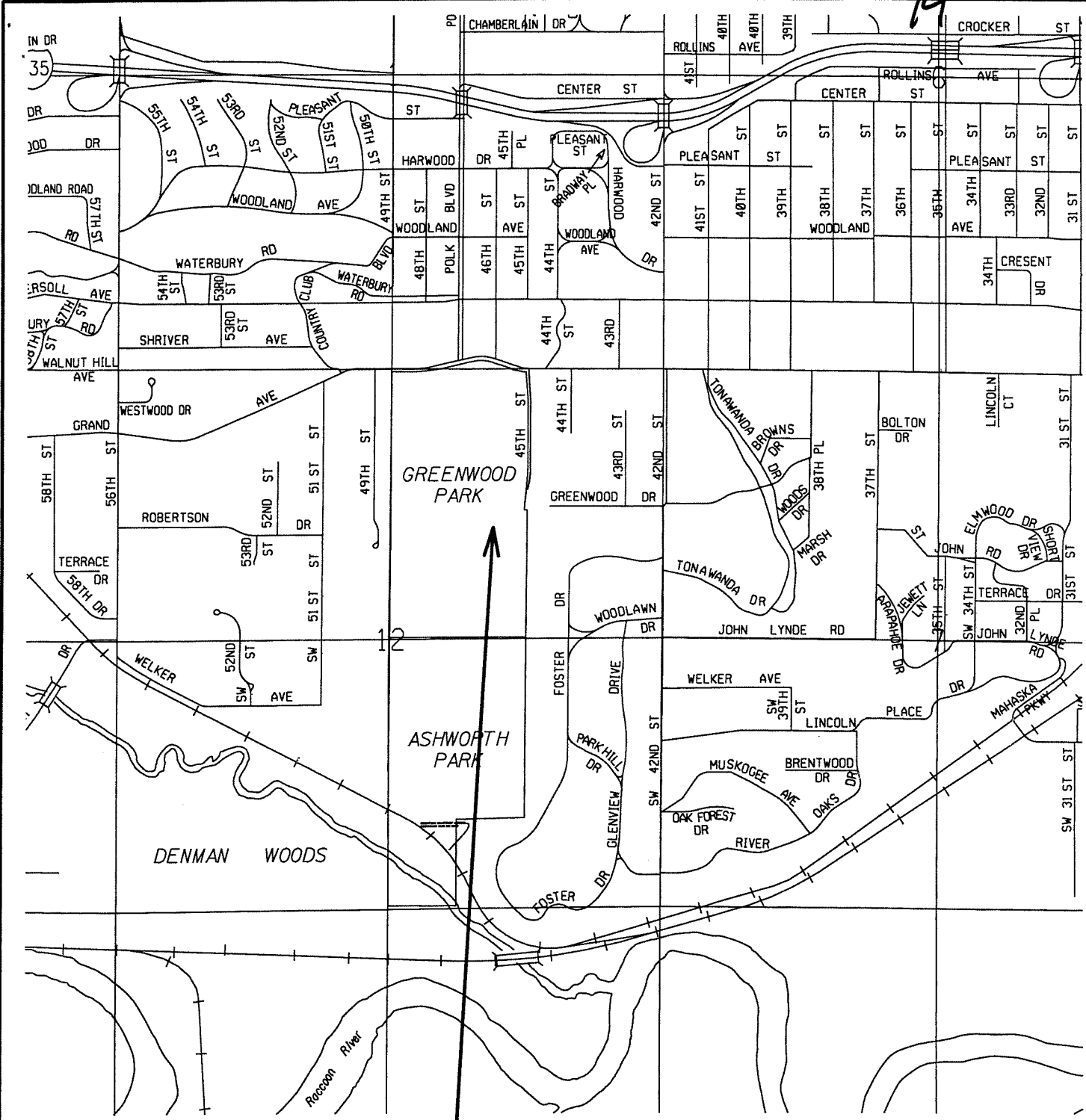
I, Diane Rauh, City Clerk of said City Council, hereby certify that at a meeting of the City Council, held on the above date, among other proceedings the above was adopted.

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

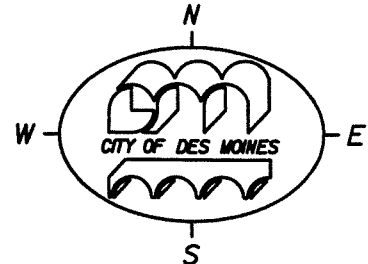
\_\_\_\_\_  
City Clerk

T:\ENG\Design\11\2004\010\Drawings\Loc\_Map\LOC\_MAP.DGN 23-MAY-2006 10:06

74



**PROJECT  
LOCATION**



**GREENWOOD PARK STREET IMPROVEMENTS  
ACTIVITY ID 11-2004-010**