



**Roll Call Number**

**Agenda Item Number**

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DATE November 6, 2006

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON HICKMAN ROAD SIDEWALK FROM PROSPECT ROAD TO M.L. KING, JR. PARKWAY; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIBLE, RESPONSIVE BIDDER AS HOCKMUTH CONCRETE SERVICES, INC., KENNETH HOCKMUTH, PRESIDENT, \$58,005.00

WHEREAS, on October 9, 2006, under Roll Call No. 06-1951, 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:

Hickman Road Sidewalk from Prospect Road to M.L. King, Jr. Parkway, 09-2007-002

The improvement includes construction of Class 'B' Portland cement concrete sidewalk four (4) inches thick and reconstruction of Class 'B' Portland cement concrete sidewalks four(4) inches thick, (six(6) inches thick at driveways), together with all appurtenances; in accordance with the contract documents, including Plan File Nos. 465-32/34 at Hickman Road from Prospect Road to M.L. King, Jr. Parkway, 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 October 24, 2006, sealed bids for said improvement were received and opened at a public meeting presided over by the City Engineer, and the bid received from Hockmuth Concrete Services, Inc., Kenneth Hockmuth, President, 5965 Merle Hay Road, Suite D, Johnston, Iowa, 50131, was read under advisement because Proposal Attachment: Part G – Identity of Bidder was not properly completed in that Jackie J. Weaver, the notary that notarized the proposal submitted by Hockmuth Concrete Services, Inc., entered on the proposal that the notary commission expires on March 26, 2006, which would mean that the commission had expired and the notarization would not be valid; and

WHEREAS, the Engineering Department has investigated the status of Jackie J. Weaver's notary commission on the Secretary of State's Office website and determined that March 26, 2006 is a scrivener's error as the website shows that Jackie J. Weaver, Commission Number 715735, received her original notary commission March 26, 2002, which was renewed and issued on March 26, 2005 and will not expire until March 26, 2008; therefore, Jackie J. Weaver is a commissioned notary and the notarization on the proposal is valid; and after further review, the Legal Department has determined that this was a minor irregularity that could be waived; and

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.



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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 Hockmuth Concrete Services, Inc., waives said minor irregularity, and hereby receives the bid submitted by Hockmuth Concrete Services, Inc..

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

Hockmuth Concrete Services	Johnston, IA
	Bid read under advisement
P. G. Construction Inc.	Des Moines, IA
Rocky Hurst Construction	Truro, IA
Ti-Zack Concrete, Inc.	LeCenter, Mn
Dormark Construction Company	Grimes, 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 October 24, 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 Hockmuth Concrete Services, Inc., Kenneth Hockmuth, President, 5965 Merle Hay Road, Suite D, Johnston, IA, 50131 in the amount of \$58,005.00, 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.

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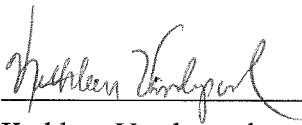
BE IT FURTHER RESOLVED: That the Jurisdictional Engineer is hereby directed to secure execution by the lowest responsible, responsive Bidder and its surety of the contract documents in the form heretofore approved by this Council; that the Jurisdictional Engineer is directed to thereafter present said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

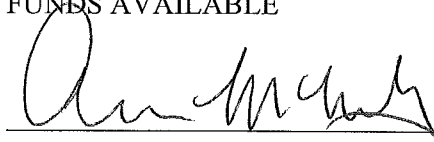
(City Council Communication Number 06-695 attached.)

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

FORM APPROVED:

FUNDS AVAILABLE





Kathleen Vanderpool  
Deputy City Attorney

Allen McKinley  
Des Moines Finance Director

Funding Source: 2006-2007 CIP, Page Sidewalk-6, School Routes and Priority Sidewalks, STR081, Various Funding, Being: 50% (\$29,002.50) from Polk County and 50% in G. O. Bonds from STR081



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

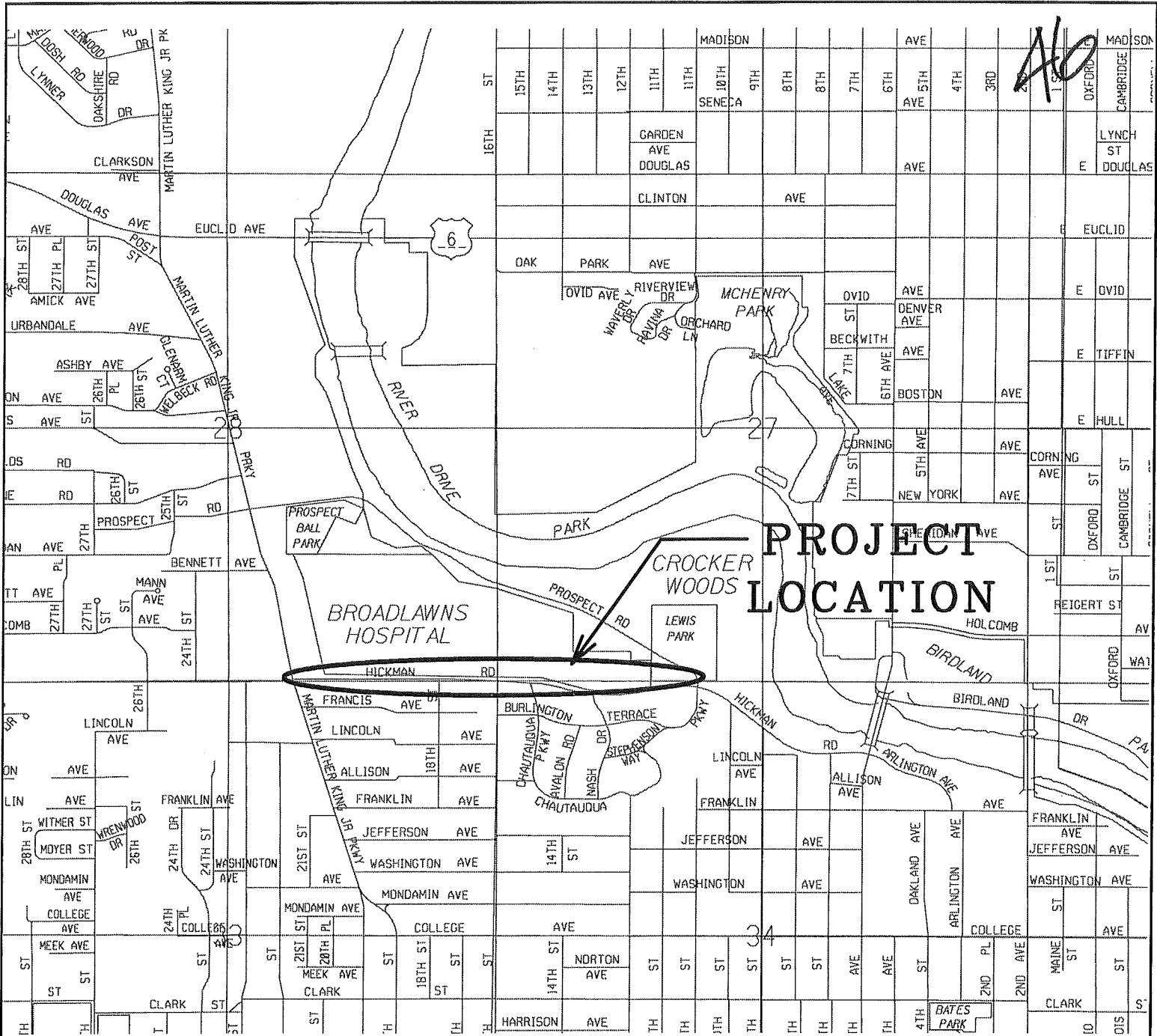
**CERTIFICATE**

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.

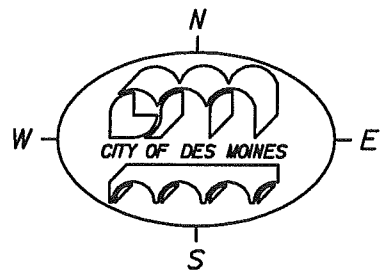
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

\_\_\_\_\_  
Mayor

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



**PROJECT LOCATION**



**HICKMAN ROAD SIDEWALK FROM  
PROSPECT ROAD TO  
M.L. KING, JR. PARKWAY  
ACTIVITY I.D. 09-2007-002**

TABULATED BY: S. Imman APPROVED BY: John F. Mcker  
CHECKED BY: M. FUCHS

**CONTRACTOR'S BID TABULATION**

PROJECT: Hickman Road Sidewalk from Prospect Road to M.L. King, Jr. Parkway

ESTIMATE

ITEM	DESCRIPTION	QUANTITY	UNIT PRICE		AMOUNT		CONTRACTOR	BID SECURITY 10% Bid Bond BID PRICE
			PRICE	AMOUNT	PRICE	AMOUNT		
1	Sidewalk, Class 'B', 4" PCC (new)	600 SY	\$30.00	\$18,000.00	\$30.00	\$18,000.00	Hockmuth Concrete Serv. Johnston, IA	\$16,800.00
2	Sidewalk, Handicapped Ramp, 6" PCC (new)	8 SY	\$40.00	\$320.00	\$51.00	\$408.00	P.G. Construction Inc. Des Moines, IA	\$38.00
3	Sidewalk, Class 'B', 4" PCC, Remove and Replace	350 SY	\$38.00	\$13,300.00	\$35.60	\$12,460.00		\$35.00
4	Sidewalk, Thru Driveways, 6" PCC, Remove and Replace	10 SY	\$42.00	\$420.00	\$50.90	\$509.00		\$40.00
5	Sidewalk, Handicapped Ramp, 6" PCC, Remove and Replace	20 SY	\$42.00	\$840.00	\$50.90	\$1,018.00		\$40.00
6	Detectable Warnings	32 SF	\$30.00	\$960.00	\$32.50	\$1,040.00		\$29.00
7	Saw Concrete - Full Depth	250 LF	\$4.00	\$1,000.00	\$5.10	\$1,275.00		\$3.75
8	Clearing & Grubbing	1 LS	\$4,000.00	\$4,000.00	\$965.00	\$965.00		\$3,300.00
9	Grading	1 LS	\$4,000.00	\$4,000.00	\$4,945.00	\$4,945.00		\$3,300.00
10	Type "RCP Area" Intake, 24"	1 EA	\$1,300.00	\$1,300.00	\$1,050.00	\$1,050.00		\$1,100.00
11	Type 3 Intake Grate, 24"	1 EA	\$250.00	\$250.00	\$193.00	\$193.00		\$220.00
12	Subdrain, 6", Std. Perf.	420 LF	\$35.00	\$14,700.00	\$14.00	\$5,880.00		\$37.00
13	Sod, Nursery, In Place	115 SQ	\$50.00	\$5,750.00	\$43.00	\$4,945.00		\$35.00
14	Project Sign, Small	1 EA	\$750.00	\$750.00	\$122.00	\$122.00		\$750.00
15	Traffic Control	1 LS	\$2,000.00	\$2,000.00	\$5,195.00	\$5,195.00		\$2,000.00
				\$67,590.00		\$68,005.00		\$62,654.50
						-14.18%		-7.30%

Bid Read Under  
Advisement - Minor  
Irregularity in Notary -  
Proposal Part G

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