

Agenda Item Number

DATE January 14, 2019

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON LOWER OAK AND HIGHLAND PARK SEWER SEPARATION PHASE 3; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS J & K CONTRACTING, LLC, JEREMY FELDMANN, PRESIDENT, \$4,747,474.74

WHEREAS, on December 3, 2018, under Roll Call No. 18-1968, plans, specifications, form of contract documents, and Engineer's estimate of construction cost were filed with the City Clerk, for the construction of the following improvement:

Lower Oak and Highland Park Sewer Separation Phase 3, 07-2018-005

The improvement includes Reinforced Concrete Pipe (RCP) storm sewer 12-inches to 48-inches, water main adjustments, water services, manholes, intakes, Hot Mix Asphalt (HMA) pavement, sidewalks, driveways, associated grading, surface restoration, permeable pavers, and other incidental items; all in accordance with the contract documents, including Plan File Nos. 599-225/305, located on; E. Holcomb Avenue from 2nd Avenue to 1st Street, 1st Street from E. Holcomb Avenue to Ovid Avenue, Sheridan Avenue from Cambridge Street to Saylor Road, Cornell Street from Sheridan Avenue to Grandview Avenue, Grandview Avenue from 1st Street to Columbia Street, Hull Avenue from 1st Street to Cambridge Street, Ovid Avenue from 1st Street, Oxford Street from Hull Avenue to Tiffin Avenue and Tiffin Avenue from Oxford Street to Cambridge Street, 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, during review and evaluation of the proposals the City Engineer discovered that the apparent low bidder, J & K Contracting, LLC, failed to return SRF Attachments 4 and 5 and therefore its bid was read under advisement; and

WHEREAS, SRF Attachment 3 was returned and said Attachment clearly indicated Disadvantaged Business Enterprises (DBE) were solicited however no DBE's were to be utilized, and the City Engineer was able to ascertain from submitted Attachment 3 that no DBE's were needing to be indicated on an Attachment 4 or 5; and

WHEREAS, the State SRF representatives have previously indicated as long as Attachment 3 clearly indicates no DBE's are to be utilized then Attachments 4 or 5 are not necessary; and

WHEREAS, the Supplemental Specifications provide, "In the case of discrepancy, except in the case of an obvious, serious, clerical error where the Des Moines City Engineer is able to determine the bidder's intent from the proposal; in which case, the Des Moines City Council may waive irregularities that are in the best interest of the City of Des Moines, as long as the integrity of the bid process can be maintained."; and

WHEREAS, the City Engineer recommends that the City Council waive this as a minor irregularity and accepts the bid from J & K Contracting, LLC in the amount of \$4,747,474.74.

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 Engineer's estimate of construction cost for said improvement be closed; and that said plans, specifications, form of contract documents, and Engineer's estimate of construction cost are hereby approved as the plans, specifications, form of contract documents, and Engineer's estimate of construction cost for said improvement.

1



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DATE January 14, 2019

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

J & K Contracting, LLC	Urbandale, IA
Rognes Corp.	Ankeny, IA
Raccoon Valley Contractors, LLC.	Waukee, IA

which were received and opened at a public meeting presided over by the Engineer in the City Council Chambers, 2nd Floor, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa at 11:00 a.m. on December 18, 2018. Said bids and the attached tabulation of bids for said improvement be and are hereby received and filed.

BE IT FURTHER RESOLVED: That the Des Moines City Engineer, as the Engineer, has determined that the lowest responsive, responsible bid for the construction of said improvement was submitted by J & K Contracting, LLC, Jeremy Feldmann, President, 10703 Justin Drive, Urbandale, IA, 50322 in the amount of \$4,747,474.74, 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 in accordance with the Instructions to Bidders.

BE IT FURTHER RESOLVED: That the 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 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.

BE IT FURTHER RESOLVED: That the City Council hereby authorizes the necessary road closures for the Project.

19.016 attached.) (City Council Communication Number

Moved by

to adopt.

FORM APPROVED:

Kathleen Vanderpool Deputy City Attorney FUNDS AVAILABLE

Robert L. Fagen Des Moines Finance Director

Funding Source: 2018-2019 CIP, Page Sanitary – 5, Lower Oak Park and Highland Park Sewer Separation, SS133,

\$4,672,474.74 in SRF Funding to be equally split for sanitary and storm sewer construction; and the remaining \$75,000 from Des Moines Water Works

07-2018-005

4



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DATE January 14, 2019

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT	I, Diane Rauh, City Clerk of said City Council, hereby certify that at a meeting of the City Council, held on the					
COWNIE					above date, among other proceedings the above was					
BOESEN										
COLEMAN					adopted.					
GATTO					IN WITNESS WHEREOF, I have hereunto set my hand					
GRAY					and affixed my seal the day and year first above written.					
MANDELBAUM		-			and affixed my sear the day and year first as a					
WESTERGAARD										
TOTAL										
MOTION CARRIED				APPROVED						
				Mayor	City Clerk					

	TMENT OF ENGINEERING	IDOT Proje	07-2018-005 ct No: None te: 12/18/18	1		. 1	D	monstica	Paccop Valley	Contractor
ABUL	ATED BY: M. Becker APPROVED BY Rue Cont	dog/1902/99/93d/0200 500 - 500 - 038/0292			J&K Contracting Urbandale, IA		Rognes Corporation Ankeny, IA		Raccoon Valley Contractors Waukee, IA	
ONTE	ACTOR'S BID TABULATION CT: Lower Oak and Highland Park Sewer Separation Phase 3				BID SEC \$500,000 E	- CO2CC - 100	BID SEC 10% Bid		BID SECU 10% Bid	
	ESTIMATE				BID PRICE		BID PRICE		BID PRICE	
			UNIT		UNIT		UNIT		UNIT	AMOUNT
TEM	DESCRIPTION	QUANTITY	PRICE	AMOUNT	PRICE	AMOUNT	PRICE	AMOUNT	PRICE \$1,199,530.00	
1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	Mobilization	1 LS	\$201,887.50	\$201,887.50	\$97,813.24		\$325,000.00	\$325,000.00 \$45,000.00	\$60,000.00	\$60,000.
	Traffic Control	1 LS	\$22,000.00	\$22,000.00	\$20,000.00	\$20,000.00	\$45,000.00	\$45,000.00 \$25,000.00	\$50,000.00	\$50,000.
	Clearing & Grubbing	1 LS	\$15,000.00	\$15,000.00	\$5,000.00	\$5,000.00	\$25,000.00 \$15.00	\$158,250.00	\$16.00	\$168,800.
	Removal of Pavement	10550 SY	\$14.00	\$147,700.00	\$15.00	\$158,250.00	\$105.00	\$126,000.00	\$123.00	\$147,600
	Remove and Replace Curb	1200 LF	\$70.00	\$84,000.00	\$150.00	\$180,000.00 \$17,500.00	\$105.00	\$10,500.00	\$10.00	\$7,000
6	Removal of Driveway	700 SY	\$12.00	\$8,400.00	\$25.00 \$15.00	\$4,500.00	\$15.00	\$4,500.00	\$10.00	\$3,000
7	Removal of Sidewalk	300 SY	\$10.00	\$3,000.00 \$68,000.00	\$15.00	\$85,000.00	\$5.00	\$42,500.00	\$10.00	\$85,000
8	Milling	8500 SY	\$8.00 \$750.00	\$68,000.00	\$1,500.00	\$42,000.00	\$825.00	\$23,100.00	\$600.00	\$16,800
9	Intake Removal	28 EACH	\$750.00 \$850.00	\$21,000.00	\$1,000.00	\$1,000.00	\$850.00	\$850.00	\$500.00	\$500
10	Manhole Removal	1 EACH 1 LS	\$850.00	\$1,200.00	\$1,000.00	\$1,000.00	\$1,250.00	\$1,250.00	\$500.00	\$500
11	Remove Grate and Replace with Manhole Lid	350 LF	\$1,200.00 \$36.00	\$12,600.00	\$20.00	\$7,000.00	\$45.00	\$15,750.00	\$36.00	\$12,600
12	Storm Sewer Removal, 24" Diameter or Less	10 LF	\$45.00	\$450.00	\$50.00	\$500.00	\$65.00	\$650.00	\$45.00	\$450
13	Storm Sewer Removal, 24" to 36"	9 EACH	\$250.00	\$2,250.00	\$100.00	\$900.00	\$150.00	\$1,350.00		\$2,700
14	Pipe Plug, 8"	6 EACH	\$250.00	\$1,500.00	\$100.00	\$600.00	\$175.00	\$1,050.00	\$300.00	\$1,800
15	Pipe Piug, 10"	8 EACH		\$2,200.00	\$100.00	\$800.00	\$200.00	\$1,600.00		\$3,600
16	Pipe Plug, 12"	4 EACH	\$275.00	\$1,100.00	\$100.00	\$400.00	\$225.00	\$900.00		\$2,00
17	Pipe Plug, 15"	2 EACH		\$600.00	\$100.00	\$200.00	\$250.00	\$500.00	STATES AND A ST	\$1,10
18	Pipe Plug, 18"	30 CY	\$275.00	\$8,250.00	\$150.00	\$4,500.00		\$11,250.00		\$15,00
19	Flowable Fill 2nd Avenue Box Culvert Connection	1 LS	\$12,000.00	\$12,000.00	\$70,000.00		\$375,000.00	\$375,000.00		\$10,00 \$13,55
20 21	Storm Sewer, 12" RCP, Class III	50 LF	\$160.00	\$8,000.00	\$90.00	\$4,500.00	10 11 12 13 13 13 13	\$5,000.00	in likewane weeks	\$487,80
22	Storm Sewer, 15" RCP, Class III	1800 LF	\$150.00	\$270,000.00		\$171,000.00		\$225,000.0	State Internet	\$163,80
23	Storm Sewer, 18" RCP, Class III	600 LF	\$160.00	\$96,000.00		\$60,000.00	Warrantina comenc	\$78,000.0 \$104,625.0		\$225,52
24	Storm Sewer, 24" RCP, Class III	775 LF	\$175.00	\$135,625.00		\$85,250.00		\$137,750.0		\$311,60
25	Storm Sewer, 30" RCP, Class III	950 LF	\$200.00	\$190,000.00	will a state of the second	\$114,000.00		\$284,375.0	and the second second	\$537,87
26	Storm Sewer, 36" RCP, Class III	1625 LF	\$230.00	\$373,750.00		\$325,000.00 \$126,000.00		\$202,125.0		\$149,62
27	Storm Sewer, 42" RCP, Class III	525 LF	\$275.00	\$144,375.00	1	\$335,400.00	Sector Street Contractory	\$677,250.0		\$464,40
28	Storm Sewer, 48" RCP, Class III	1290 LF	\$300.00	\$387,000.00 \$3,500.00	2	\$2,100.00		\$15,000.0		\$6,00
29	Manufactured Sand, Type II	100 TON	\$35.00 \$2,500.00		and the second se	\$2,200.00		\$2,500.0	25 (22 and 23 and 24 and 25 and 26 an	\$2,00
30	Pipe Apron, 18" RCP, with footing	1 EACH 200 LF	4 \$2,500.00 \$30.00			\$4,000.00		\$8,000.0		\$7,20
31	4" PVC Subdrain	200 LF 750 LF	\$28.00			\$16,500.00	Statute Street and Str	\$33,750.0		\$26,2
32	6" PVC Subdrain	3 EACI				\$1,800.0		\$1,050.0	Sield owned waters and	\$1,5
33	6" Subdrain Outlet	2 EAC				\$30,000.0	\$2,000.00	\$4,000.0		\$2,20
34		13 EAC				\$13,000.0		\$16,250.0		\$33,8
35		2 EAC		l	and a second house and a second	\$6,000.0		\$9,600.0		\$4,8
36		1 EAC			\$7,000.00		Contraction of the second second second			the second second second
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38 39		1 EAC			St. endersterrererererer				unu (kara/karananasa	
40		2 EAC	H \$4,750.00		이야기에서 이상 전자에 가슴다.	a standard beneficial and	and a second			Sec. Sec.
41		1 EAC		n shinkarara			Report managements			
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43	0111 100 701 701	1 EAC			전쟁 이는 전자가 여름을 맞았는 것을 것으로	er - Deserver Marcas anveg				
44	Manhole, Storm Sewer, SW-402, 84" x 40"	1 EAC				1				a sekresise
45	5 Manhole, Storm Sewer, SW-403, 68" x 48"	1 EAC	양자 끝에 도망했다. 날 ^^ 가지 않았는 것 같아.	in a second s	and a second		Col State Constant	a da		
46	Manhole, Storm Sewer, SW-403, 68" x 68"	1 EAC		· · · · · · · · · · · · · · · · · · ·	and a second				en la classica en la composica	
4		2 EAC	CH \$13,000.0	0 \$26,000.0 Page		φ04,000.0	νοι φιτισσοιός		anna Chailtean Chailte	36 52

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					UNIT	i.	UNIT		UNIT	
	2		UNIT	AMOUNT	PRICE	AMOUNT		AMOUNT	PRICE	AMOUNT
ITEM	DESCRIPTION	QUANTITY	PRICE	AMOUNT	\$18,000.00	A CONTRACT CONTRACTOR	\$14,000.00	\$28,000.00	\$15,000.00	\$30,000.00
48	Manhole, Storm Sewer, SW-403, 72" x 48"	2 EACH	\$13,000.00 \$15,000.00	\$26,000.00 \$15,000.00	\$19,000.00	to a second for second or other a	\$16,800.00	\$16,800.00	\$17,000.00	\$17,000.00
49	Vanhole, Storm Sewer, SW-403, 72" x 72"		\$15,000.00	\$16,000.00	\$20,000.00		\$17,800.00	\$17,800.00	\$17,500.00	\$17,500.00
50	Manhole, Storm Sewer, SW-403, 82" x 82"		\$16,000.00	\$16,000.00	\$21,000.00	\$21,000.00	\$17,800.00	\$17,800.00	\$17,500.00	\$17,500.00
51	Manhole, Storm Sewer, SW-403, 84" x 68"	1 EACH	\$15,000.00	\$15,000.00	\$22,000.00	A second second second second second	\$12,750.00	\$12,750.00	\$14,500.00	\$14,500.00
52	Manhole, Storm Sewer, SW-404, 62" x 62"	1 EACH	\$20,000.00	\$20,000.00	\$23,000.00	\$23,000.00	\$17,000.00	\$17,000.00	\$19,000.00	\$19,000.00 \$159,500.00
	Manhole, Storm Sewer, SW-404, 72" x 48"	29 EACH	\$5,500.00	\$159,500.00	\$7,000.00	\$203,000.00	\$4,800.00	\$139,200.00	\$5,500.00 \$3,500.00	\$3,500.00
54 55	Intake, SW-501 Intake, SW-502, 48"	1 EACH	\$5,000.00	\$5,000.00	\$8,000.00	\$8,000.00	\$5,000.00	\$5,000.00 \$8,500.00	\$4,800.00	\$4,800.00
56	Intake, SW-502, 40	1 EACH	\$5,500.00	\$5,500.00	\$9,000.00	\$9,000.00	\$8,500.00	\$8,500.00	\$7,200.00	\$7,200.00
57	Intake, SW-502, 84"	1 EACH	\$8,500.00	\$8,500.00	\$10,000.00	\$10,000.00	\$14,500.00 \$7,800.00	\$23,400.00	\$6,500.00	\$19,500.00
58	Intake, SW-503	3 EACH	\$7,000.00	\$21,000.00	\$11,000.00	\$33,000.00 \$228,000.00	\$8,200.00	\$155,800.00	\$8,200.00	\$155,800.00
59	Intake, SW-503 Modified	19 EACH	\$7,500.00	\$142,500.00	\$12,000.00	\$1,000.00	\$35.00	\$1,400.00	\$41.00	\$1,640.00
60	Granular Driveway Surfacing	40 TON	\$35.00	\$1,400.00	\$25.00 \$90.00	\$27,000.00	\$72.00	\$21,600.00	\$114.00	\$34,200.00
61	PCC Pavement, 7"	300 SY	\$75.00	\$22,500.00 \$637,000.00	\$80.00	\$728,000.00	\$71.00	\$646,100.00	\$94.00	\$855,400.00
62	PCC Pavement, 6"	9100 SY	\$70.00 \$125.00	\$28,125.00	\$130.00	\$29,250.00	\$165.00	\$37,125.00	\$81.00	\$18,225.00
63	2' Curb and Gutter, 7"	225 SY 35 SY	\$75.00	\$2,625.00	\$50.00	\$1,750.00	\$85.00	\$2,975.00	\$150.00	\$5,250.00
64	Alley, 7" PCC	650 SY	\$70.00	\$45,500.00	\$100.00	\$65,000.00	\$75.00	\$48,750.00	\$90.00	\$58,500.00
65	Driveway, 6" PCC	200 SY	\$75.00	\$15,000.00	\$100.00	\$20,000.00	\$85.00	\$17,000.00	\$160.00	\$32,000.00
66	Sidewalk, 6" PCC	200 SY	\$55.00	\$11,000.00	\$100.00	\$20,000.00	\$75.00	\$15,000.00	\$81.00	\$16,200.00
67	Sidewalk, 4" PCC	950 SY	\$145.00	\$137,750.00	\$80.00	\$76,000.00	\$65.00	\$61,750.00	\$64.00	\$60,800.00 \$21,125.00
68	Concrete Permeable Pavers	325 TON	\$45.00	\$14,625.00	\$35.00	\$11,375.00	\$75.00	\$24,375.00	\$65.00	\$130,000.00
69	Filter Aggregate Course Storage Aggregate Course	2000 TON	\$45.00	\$90,000.00	\$35.00	\$70,000.00	\$75.00	\$150,000.00	\$65.00 \$10.00	\$15,000.00
70	Engineering Fabric	1500 SY	\$12.00	\$18,000.00	\$2.00	\$3,000.00	\$10.00	\$15,000.00 \$5,000.00	\$51.00	\$5,100.00
71 72	Temporary Surfacing	100 TON	\$36.00	\$3,600.00	\$25.00	\$2,500.00	\$50.00 \$107.00	\$224,700.00	\$120.00	\$252,000.00
73	HMA ST Surface, 1/2" Mix, No Friction, PG 58-28H	2100 TON	\$125.00	\$262,500.00	\$150.00	\$315,000.00	\$55.00	\$24,750.00	\$60.00	\$27,000.00
74	Detectable Warnings for Curb Ramps	450 SF	\$45.00	\$20,250.00	\$63.57	\$28,606.50 \$60,000.00	\$2,000.00	\$40,000.00	\$1,000.00	\$20,000.00
75	Relocation of Water Service	20 EACH	\$600.00	\$12,000.00	\$3,000.00 \$1,200.00	\$18,000.00	\$200.00	\$3,000.00	\$800.00	\$12,000.00
76	Relocate Stop Box	15 EACH	\$400.00	\$6,000.00 \$16,000.00	\$3,000.00	\$60,000.00	\$2,000.00	\$40,000.00	\$1,000.00	\$20,000.00
77	New Water Service	20 EACH	\$800.00 © 450.00	\$16,000.00		\$1,500.00	\$100.00	\$1,000.00	\$450.00	\$4,500.00
78	New Stop Box Housing	10 EACH	\$450.00 \$300.00	\$3,000.00	and the second s	\$250.00	\$100.00	\$1,000.00	\$300.00	\$3,000.00
79	New Stop Box Rod	10 EACH	\$425.00	\$12,750.00		\$7,500.00	\$1,000.00	\$30,000.00	\$600.00	\$18,000.00
80	Check Depth of Water Service	30 EACH 25 EACH	\$600.00	\$15,000.00		\$75,000.00	\$1,800.00	\$45,000.00	\$1,500.00	\$37,500.00
81	Lower Water Service	25 EACH	\$1,200.00	\$30,000.00	i internet and a second	\$75,000.00	\$2,000.00	\$50,000.00	\$2,000.00	\$50,000.00
82	Lower Water Service with New Copper	25 EACH	8 Aline Commencements	\$25,000.00		\$75,000.00	\$3,000.00	\$75,000.00	\$3,000.00	\$75,000.00
83	Water Service Tap	1 LS	\$6,000.00	\$6,000.00		\$9,000.00	\$4,000.00	\$4,000.00	\$7,500.00	\$7,500.00 \$750.00
84	Stormwater Pollution Prevention	150 LF	\$3.75	\$562.50	\$6.00			\$300.00	\$5.00	\$4,860.00
85		1620 LF	\$5.00	\$8,100.00		i nilite "aneremana		\$6,075.00	\$3.00 \$15.00	\$750.00
86 87		50 SY	\$3.50				with compression	\$1,000.00 \$6,000.00	\$250.00	\$5,000.00
88		20 EACH		\$8,000.0			100000000000000000000000000000000000000	\$8,000.00 \$1,000.00	\$5.00	\$1,000.00
89	/ /4D	200 LF	\$7.00		2011 Are NEXCEL (Series	an Marsharana an	Sector Sector	\$5,000.00		\$5,000.00
90		250 SQ	\$3.50		· · · · · · · · · · · · · · · · · · ·	52 varia) () () () () () () () () () () () () ()		\$40,250.00	\$80.00	\$28,000.00
91		350 SQ	\$75.00					\$5,000.00		\$20,000.00
92	Contraction of the other	1 LS	\$3,000.00		(1)) Studies - monotone	(R)		\$52,500.00	Second Se	\$90,000.00
93		15 EACH	an and all an an area			li linnal karanan		\$48,000.00	a sector from a second	\$60,000.00
9.	Water Main Alteration #1	4 EACH				(i) Skewick ^(*) Winnerser	a line and a second second second	\$24,000.00	\$14,500.00	\$29,000.00
9		2 EACH 1 EACH		a and the second			in the second second	\$5,200.00	\$13,000.00	\$13,000.00
9	6 Remove and Replace 8" Gate Valve	1 EAG	1 90,000.00	, 40,000,0						
								700 <u>1000 0</u> 000000		CO 050 005 00
	TOTAL CONCEPTION COST	2		\$4,430,000.0	00	\$4,747,474.7		\$5,336,775.00		\$6,852,305.00 +54.68%
	TOTAL CONSTRUCTION COST PERCENT OF ENGINEER'S ESTIMATE			-64, 0680-4 - 15		+7.179	6	+20.47%	D	T 04.00 70
	PERCENT OF ENGINEERS ESTIMATE					Low			1	1