

★ **Roll Call Number**

08-1367

**Agenda Item Number**

52 ✓

DATE July 28, 2008

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON  
2008-09 SIDEWALK PROGRAM;  
RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS TI-ZACK CONCRETE, INC., STEVE J. RUTT, PRESIDENT, \$65,752.50

WHEREAS, on June 23, 2008, under Roll Call No. 08-1095, 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:

2008-09 Sidewalk Program, 09-2008-003

The improvement includes construction of Class 'B' Portland cement concrete sidewalk, four(4) inches thick, (six(6) inches through driveways), together with all appurtenances in accordance with the contract documents, including Plan File Nos. 490-120/123, at SE 14th Street from McKinley Avenue to Cummins Road (west side) and State Avenue from E. 32nd Street to E. 33rd Street (both sides), 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.

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 sealed bids for said improvement were submitted by the following bidders:

Ti-Zack Concrete, Inc.

LeCenter, MN

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 July 15, 2008. 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 responsive, responsible bid for the construction of said improvement was submitted by Ti-Zack Concrete, Inc., Steve J. Rutt, President, 39352 221st Avenue, LeCenter, MN, 56057 in the amount of \$65,752.50, and said bid be and the same is hereby accepted.

★ Roll Call Number

08-1367

Agenda Item Number

52

DATE July 28, 2008

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 08-446 attached.)

Moved by Kiernan to adopt.

FORM APPROVED:

[Signature of Kathleen Vanderpool]

Kathleen Vanderpool  
Deputy City Attorney

FUNDS AVAILABLE

[Signature of Allen McKinley]

Allen McKinley  
Des Moines Finance Director

Funding Source: 2008-2009 CIP, Page Sidewalk-7, School Routes and Priority Sidewalks, STR081, Being: Special Assessments against benefited property owners and G. O. Bonds

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE		✓		
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY		✓		
MEYER	✓			
VLASSIS	✓			
TOTAL	5	2		

MOTION CARRIED

APPROVED

[Signature of Mayor]

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.

[Signature of Diane Rauh]

City Clerk