

★ Roll Call Number

09-921

Agenda Item Number

73

DATE May 18, 2009

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON 6TH AVENUE RESURFACING - UNIVERSITY AVENUE TO DES MOINES RIVER BRIDGE; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS OMG MIDWEST, INC. D/B/A DES MOINES ASPHALT & PAVING, JAMES GAUGER, PRESIDENT, \$543,031.13

WHEREAS, on April 6, 2009, under Roll Call No. 09-516, 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:

6th Avenue Resurfacing - University Avenue to Des Moines River Bridge, 06-2009-008
ESL-1945(753)--7S-77

The improvement includes construction of 2" thick pavement scarification and HMA overlay, pavement markings, traffic signal modifications, and other incidental items; in accordance with the contract documents, including Plans File Nos. 495-085/109, on 6th Avenue from 71 feet north of the center line of University Avenue to the south end of the Des Moines River Bridge, 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:

OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving	Des Moines, IA
Grimes Asphalt & Paving Corp.	Grimes, IA

which in accordance with a previously approved Iowa DOT Agreement, were received and opened by the Iowa DOT on April 28, 2009. The attached tabulation of bids by the Iowa DOT for said improvement be and is hereby accepted, received, and filed.

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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 OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving, James Gauger, President, 5550 NE 22nd Street, P.O. Box 3365, Des Moines, IA, 50316-0365 in the amount of \$543,031.13, and said bid be and the same is hereby accepted.

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 Pro Tem 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 Pro Tem and attested to by the Chief Deputy City Clerk.

(City Council Communication Number 09-342 attached.)

Moved by Mahaffey to adopt.

FORM APPROVED:

Kathleen Vanderpool

Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE

Allen McKinley

Allen McKinley
Des Moines Finance Director

SEB Funding Source: 2009-2010 CIP, Page Street-32, Rehabilitation and Preservation of Major Roadways, STR222, Being: \$543,031.13 (\$600,000 maximum) in Federal Stimulus Funds under the American Recovery and Reinvestment Act of 2009 for construction costs only, with any construction overage and project administration costs from G.O. Bonds

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
TOTAL	7			

MOTION CARRIED

APPROVED

T. M. Franklin

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.

Diane Rauh

City Clerk