

★ Roll Call Number

Agenda Item Number

09-1144

60

DATE June 22, 2009

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT  
DOCUMENTS, AND ENGINEER'S ESTIMATE ON  
2009 HMA PAVEMENT SCARIFICATION & RESURFACING;  
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, \$450,959.00

WHEREAS, on May 18, 2009, under Roll Call No. 09-820, 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:

2009 HMA Pavement Scarification & Resurfacing, 06-2009-015

The improvement includes scarification of two (2) inch average depth of asphalt street surfaces with specified milling machine and equipment in a cooperative effort with the City of Des Moines Public Works Department, all in accordance with the contract documents at the following locations within the City of Des Moines:

Allison Avenue from 1830 Allison Avenue to M.L. King Jr. Parkway  
College Avenue from 13th Street to 16th Street  
Francis Avenue from 1911 Francis Avenue to M.L. King Jr. Parkway  
Jefferson Avenue from 13th Street to 16th Street  
Mondamin Avenue from 16th Street to M.L. King Jr. Parkway  
27th Street from Forest Avenue to Carpenter Avenue  
College Avenue from 6th Street to 9th Street  
4th Street from Douglas Avenue to Aurora Avenue  
Boyd Street from E. 9th Street to E. 13th Street  
Sheridan Avenue from 2nd Avenue to Cornell Street  
14th Place from Woodland Avenue to Pleasant Street  
44th Street from Ingersoll Avenue to Harwood Drive  
49th Street from Grand Avenue to Dead End South  
Cayuga Point from S.W. 37th Street to Cul-de-sac East  
Thornton Avenue from S.W. 9th Street to Glover Avenue  
Woodland Avenue from Harwood Drive to 44th Street  
8th Street from Crocker Street to School Street

Furnish all labor, materials and equipment necessary to construct a two(2) inch average thickness pavement scarification and HMA surfacing on existing asphaltic street surface; together with other incidental and related work; all in accordance with the contract documents at the following locations within the City of Des Moines:

3rd Street from Market Street to Walnut Street  
6th Avenue from Cherry Street to Watson Powell Way

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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	Des Moines, IA
Asphalt & Paving	
Grimes Asphalt & Paving Corp.	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 June 9, 2009. 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 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 \$450,959.00, 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 09-421 attached.)

Moved by Vlassis to adopt.

FORM APPROVED:

*Kathleen Vanderpool*

Kathleen Vanderpool  
Deputy City Attorney

FUNDS AVAILABLE

*Allen McKinley*

Allen McKinley  
Des Moines Finance Director

*JB*

Funding Source: 2009-2010 CIP, Page Street-5, Asphaltic Paving Restoration Program, STR003, Being: \$150,959 in G. O. Bonds from STR003 and \$300,000 in TIF-Backed G. O. Bonds from Downtown Area Street Restoration, STR075, Page Street-11

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY				✓
MEYER	✓			
VLASSIS	✓			
TOTAL	6			1

MOTION CARRIED

APPROVED

*T. M. Franklin Cooney*

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