

★ **Roll Call Number**  
09-1414

**Agenda Item Number**  
7

DATE August 10, 2009

ORDERING CONSTRUCTION OF  
PRINCIPAL RIVERWALK - WALNUT STREET TO GRAND AVENUE, WEST SIDE  
AND FIXING A DATE FOR RECEIVING OF BIDS ON AUGUST 18, 2009  
AND PUBLIC HEARING ON SEPTEMBER 14, 2009  
ENGINEER'S ESTIMATE IS \$2,482,418.00

WHEREAS, this Council deems it advisable and necessary to construct the below referenced improvement, all in accordance with the plans and specifications, and has caused to be prepared plans, specifications, and form of contract, together with estimate of cost, which are now on file in the City Engineer's Office, 2nd Floor, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa 50309-1891, for public inspection for the construction of said improvements, and said plans, specifications and form of contract are deemed suitable for the making of said improvement, for which the State of Iowa Department of Transportation (IDOT) and the City of Des Moines, (CITY) have an agreement, previously approved by this Council, under which the IDOT has agreed to advertise, receive, open and tabulate sealed bids, and

WHEREAS, before said plans, specifications, form of contract, and estimated cost of the improvement may be approved, and contract for the construction of the improvement entered into, it is necessary to hold a public hearing.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the attached communication recommending construction of the following improvement and the method of financing; and also including the recommendation of the Des Moines City Engineer, as the Jurisdictional Engineer, submitting plans, specifications, form of contract documents, and Jurisdictional Engineer's estimate of cost for the construction of the following improvement:

Principal Riverwalk - Walnut Street to Grand Avenue, West Side, 11-2009-011  
ESL-1945(759)—7S-77

The improvement includes construction of a 12-foot-wide recreational trail and other amenities including precast concrete pavers, stone paving, concrete pedestrian pavement, HMA pavement, landscaping, floodwall and other related items, all in accordance with the contract documents including Plan File Nos. 503-047/176 to be constructed along the west bank of the Des Moines River from Walnut Street to Grand Avenue, Des Moines, Iowa

be and the same are hereby approved and accepted. The estimated construction cost for said improvement is \$2,482,418.00. The proposed plans, specifications, and form of contract documents are available for public inspection in the City Engineer's Office.

BE IT FURTHER RESOLVED: That this Council hereby determines that it is necessary and advisable to construct said improvement in the manner set forth in the plans, specifications, and form of contract documents submitted by the Jurisdictional Engineer; and that payment for the cost of said improvement shall be paid from the funding source identified below.

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BE IT FURTHER RESOLVED: That a public hearing on said plans, specifications, form of contract documents, and Jurisdictional Engineer's estimate of construction cost for said improvement be held in the City Council Chambers, 2nd Floor, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa, at 5:00 p.m. on September 14, 2009, at which time this Council will consider any objections offered thereto or to the making of said improvement.

BE IT FURTHER RESOLVED: That proposals will be received by the Iowa Department of Transportation, for the construction of said improvements, and the taking of bids in the manner required by law. Proposals received will be opened and tabulated by the Iowa Department of Transportation on August 18, 2009, after which the bids together with a report and recommendation of the Chief Civil Engineer, will be presented to City Council at its next meeting for action thereon.

BE IT FURTHER RESOLVED: That an appropriate Notice to Bidders and Notice of Public Hearing for said improvement be published in the Des Moines Register as provided and directed by Chapter 26 and/or 314, Code of Iowa.

(City Council Communication Number 09-580 attached.)

Moved by Hensley to adopt.

FORM APPROVED:

FUNDS AVAILABLE

Ann DiDonato  
Ann DiDonato  
Assistant City Attorney

Allen McKinley  
Allen McKinley  
Des Moines Finance Director

Funding Source: 2009-2010 CIP, Page Park-23, Principal Riverwalk, PKS162, Being:  
~~SEB~~ \$2,482,418 (\$2,526,235 maximum) in Federal Stimulus Funds under the American Recovery and Reinvestment Act of 2009 (ARRA) for construction costs only, with any construction overage from Iowa State Recreation Trail funding

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

MOTION CARRIED APPROVED  
*T. M. Franklin* Mayor

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.

*Diane Rauh* City Clerk