

★ Roll Call Number

09-1493

Agenda Item Number

67

DATE August 10, 2009

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON E. MCKINLEY AVENUE WIDENING - SOUTH UNION STREET TO S.E. 5TH STREET; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS REILLY CONSTRUCTION CO., INC., CHRIS R. REILLY, PRESIDENT, \$1,383,942.00

WHEREAS, on July 13, 2009, under Roll Call No. 09-1182, 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:

E. McKinley Avenue Widening - South Union Street to S.E. 5th Street, 06-2007-002
ESL-1945(757)--7S-77

The improvement includes widening and reconstruction of E. McKinley Avenue with 10-inch thick full-depth portland cement concrete; together with pavement removal, excavation, water main construction, storm drainage, subdrain, subbase placement, driveways, sidewalks, sodding, and miscellaneous associated work including cleanup; in accordance with the contract documents, including Plan File Nos. 497-045/128, on E. McKinley Avenue between South Union Street and S.E. 5th 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.

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:

- | | |
|--------------------------------------|---------------------|
| Reilly Construction Co., Inc. | Ossian, IA |
| Jasper Construction Services, Inc. | Newton, IA |
| Elder Corporation | Des Moines, IA |
| Concrete Technologies, Inc. | Urbandale, IA |
| Sternquist Construction Inc. | Indianola, IA |
| Corell Contractor, Inc. & Subsidiary | West Des Moines, IA |

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which in accordance with a previously approved Iowa DOT Agreement, were received and opened by the Iowa DOT on July 21, 2009. The attached tabulation of bids by the Iowa DOT for said improvement be and is hereby accepted, 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 Reilly Construction Co., Inc., Chris R. Reilly, President, 110 Main Street, PO Box 99, Ossian, IA, 52161 in the amount of \$1,383,942.00, 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 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 09-571 attached.)

Moved by Meyer 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 Street-23, McKinley Avenue Widening - Fleur Drive to E. Indianola Avenue, STR212, Being:

\$1,286,228 in Federal Stimulus Funds from American Recovery and Reinvestment Act (ARRA) of 2009 (100% of construction costs \$1,400,000 maximum) and \$97,714 from Des Moines Water Works for water main construction

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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLISSIS	✓			
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