

★ Roll Call Number

09-1500

Agenda Item Number

70

DATE August 10, 2009

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON 2009 SEWER REPAIR CONTRACT 1; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS VAN HAUEN & ASSOCIATES, INC., MARK VAN HAUEN, CEO/VICE PRESIDENT, \$967,091.80

WHEREAS, on July 13, 2009, under Roll Call No. 09-1188, 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 Sewer Repair Contract 1, 08-2009-021

Disaster Number: FEMA-1763-DR-IA

The improvement includes construction of new storm and sanitary sewers to repair deteriorated infrastructure at 12 various locations in Des Moines, Iowa, being: 620 Glenview Drive, 3700 River Oaks Drive, 2400 Hickman Road, 2162 16th Street, 3900 Maquoketa Drive, 1543 27th Street, 1500 Tuttle Street, 3224 SE 4th Court, 822 E. McKinley Avenue, 2202 E. 25th Street, 2704 E. 36th Street, and 2927 Capitol Avenue. Most of these locations were damaged during the Floods of 2008 and include partial FEMA funding. This contract includes construction of sanitary sewers, storm sewers, manholes, intakes, gabion basket walls, cable concrete overflows, restoration of pavement & landscaping, and other incidental items; in accordance with the contract documents including Plan File Nos. 493-113/174

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:

- Van Hauen & Associates, Inc. Grimes, IA
Jenco Construction Inc. Des Moines, IA
H & W Contracting LLC Sioux Falls, SD
Corell Contractor, Inc. West Des Moines, IA

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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 28, 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 Van Hauen & Associates, Inc., Mark Van Hauen, CEO/Vice President, 13615 NW 54th Avenue, Grimes, IA, 50111 in the amount of \$967,091.80, 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.

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 09-583 attached.)

Moved by Vlassio to adopt.

FORM APPROVED:

FUNDS AVAILABLE

Ann DiDonato
Ann DiDonato
Assistant City Attorney

Allen McKinley
Allen McKinley
Des Moines Finance Director

EFB Funding Source: 2009-2010 CIP, Page Storm-4, City-wide Storm Water Utility Projects, STE057, Being: This project is repair of infrastructure damaged during the 2008 Iowa Disaster and is partially eligible under Disaster Number: FEMA-1763-DR-IA which is the Disaster Declaration for Public Assistance. Funding is as follows:

- \$695,772.29 in Storm Water Utility Funds from STE057,
- \$85,000 in Sanitary Sewer Funds from City-wide Sanitary Sewers, Page Sanitary-5, SAE054, for Item 7.06 2927 Capitol Avenue,
- \$186,319.51 estimated in FEMA eligible construction cost from 2009-2010 Operating Budget, 2008 Storms Mitigation/Recovery, OPR178, being 90% FEMA (\$167,687.56) and 10% Iowa State Emergency Funds (\$18,631.95). FEMA and State participation are being reviewed for additional 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

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