

★ Roll Call Number

09-1502

Agenda Item Number

71

DATE August 10, 2009

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON
2009 EXPANDED STREET RESURFACING PROGRAM - CONTRACT 2;
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, \$1,883,183.60

WHEREAS, on July 13, 2009, under Roll Call No. 09-1187, 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 Expanded Street Resurfacing Program - Contract 2, 06-2009-020

The improvement includes scarification of existing asphalt streets, furnish and place hot mix asphalt, and furnish and place pavement markings, and other incidental items; in accordance with the contract documents, including Plans File Nos. 506-119/144, at the following locations in Des Moines, Iowa:

- E. 9th Street from Guthrie Avenue to Arthur Avenue
- 13th Street from University Avenue to Day Street
- S.E. 34th Street from Easter Lake Drive to Evergreen Avenue
- 48th Street Hickman Road to Beaver Crest Drive
- Clark Street from 23rd Street to 27th Street
- Day Street from 9th Street to 13th Street
- Delaware Avenue from Guthrie Avenue to E. Hull Avenue
- Euclid Avenue from Douglas Avenue to 27th Street
- Guthrie Avenue from North Union Street to Saylor Road
- Hubbell Avenue from E. 29th Street to E. 33rd Street
- Hubbell Avenue from University Avenue to Easton Boulevard
- McKinley Avenue from East of S.E. 5th Street to S.E. 14th Street
- Meredith Drive from Beaver Avenue to Merle Hay Road
- Prospect Road from Hickman Road to M.L. King Jr. Parkway
- South Union Street from Park Avenue to Bell Avenue
- Vandalia Road from CB&Q Street to S.E. 43rd Street

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.



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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 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 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 \$1,883,183.60, 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 09-577 attached.)

Moved by Vlassis to adopt.

FORM APPROVED:

Ann DiDonato

Ann DiDonato
Assistant City Attorney

FUNDS AVAILABLE

Allen McKinley

Allen McKinley
Des Moines Finance Director

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Funding Source: 2009-2010 CIP, Page Street-42, Special City-wide Street Improvements, STR217, Being: \$1,332,603.40 in Gaming Monies from the Agreement with Polk County and The Racing Association of Central Iowa, and a transfer of \$550,580.20 in G. O. Bonds from Army Post Widening – SE 5th to SW 9th Streets, Page Street-4, STR229, due to receipt of Federal Stimulus Funds from the American Recovery and Reinvestment Act (ARRA) of 2009 for Army Post Widening. The transferred \$550,580.20 in G. O. Bond funds will be used to resurface Prospect Road from Hickman Road to ML King Parkway, Hubbell Avenue from E 29th Street to E 33rd Street, and Hubbell Avenue from University Avenue to Easton Boulevard per City Council discussion.

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