



Roll Call Number

Agenda Item Number

09-20103

54

DATE November 9, 2009

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON POLICE ACADEMY HVAC UPGRADE; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS BROCKWAY MECHANICAL & ROOFING COMPANY, INC., MARK J. BROCKWAY, PRESIDENT & CEO, \$92,470.00

WHEREAS, on October 12, 2009, under Roll Call No. 09-1830, 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:

Police Academy HVAC Upgrade, 10-2009-006

The improvement includes the replacement of two existing roof top units (RTU) with six new units. The installation of the new units necessitates the replacement of the acoustical lay-in ceiling in the main hallway. The work will be performed at the Des Moines Police Academy at 433 E. Army Post Road, 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:

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| Brockway Mechanical & Roofing Company, Inc. | Grimes, IA |
| Corn States Sheet Metal Fabricators, Inc. | West Des Moines, IA |
| Air-Con Mechanical, Corp. | Bid read under advisement Des Moines, IA |
| Stroh Corporation | Des Moines, IA |
| Central Iowa Mechanical Co. | Des Moines, IA |
| The Waldinger Corporation | Des Moines, IA |
| Excel Mechanical Company, Inc. | Des Moines, IA |
| Proctor Mechanical Corporation | West Des Moines, 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 October 27, 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 Brockway Mechanical & Roofing Company, Inc., Mark J. Brockway, President & CEO, 5805 Enterprise Drive, Grimes, IA, 50111 in the amount of \$92,470.00, 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 09-791 attached.)

Moved by Mayer to adopt.

FORM APPROVED:

Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE

Allen McKinley
Allen McKinley
Des Moines Finance Director

Funding Source: 2009-2010 CIP, Page Building-13, HVAC, Electrical, and Plumbing Improvements, BLD074, G. O. Bonds

JEB

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

MOTION CARRIED

APPROVED

Y. McFarland Council
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