

DATE July 26, 2010

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT
DOCUMENTS, AND ENGINEER'S ESTIMATE ON
2010 EXPANDED STREET RESURFACING PROGRAM - CONTRACT 1;
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, \$817,066.25

WHEREAS, on June 28, 2010, under Roll Call No. 10-1016, 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:

2010 Expanded Street Resurfacing Program - Contract 1, 06-2010-015

The improvement includes scarification of existing streets, furnish and place Hot Mix Asphalt (HMA) and other incidental items in accordance with the contract documents, including Plan File Nos. 521-075/093 at the following locations in Des Moines, Iowa:

- 4th Street from Forest Avenue to Orchard Avenue
- 7th Street from Forest Avenue to College Avenue
- S.W. 7th Street from Boulder Avenue to Park Avenue
- E. 10th Street from Des Moines Street to Lyon Street
- 11th Street from Enos Avenue to University Avenue
- 15th Street from University Avenue to Carpenter Avenue
- E. 16th Street from Maple Street to Walker Street
- S.W. 30th Street from Bell Avenue to Park Avenue
- E. 31st Street from John Patterson Drive to Guthrie Avenue
- 38th Street from Adams Avenue to Douglas Avenue
- Allison Avenue from 6th Avenue to 7th Street
- Boulder Avenue from S.W. 7th Street to S.W. 9th Street
- Boyd Street from E. 9th Street from E. 13th Street
- Carpenter Avenue from 25th Street to 27th Street
- Cleveland Avenue from Penn Avenue to E. 9th Street
- Forest Avenue from 5th Street to 6th Avenue
- Holland Drive from Hickman Road to Maryland Pike
- E. Madison Avenue from E. 10th Street to E. 14th Street
- Oxford Street from E. Hull Avenue to Tiffin Avenue
- E. Sheridan Avenue from North Union Street to Columbia Street
- Walker Street from Penn Avenue to E. 9th Street
- Walker Street from E. 9th Street to E. 12th 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.



Roll Call Number

10-1240

Agenda Item Number

47

DATE July 26, 2010

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:

- | | |
|---|----------------|
| OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving | Des Moines, IA |
| 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 13, 2010. 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 \$817,066.25, 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 10-468 attached.)

Moved by Mahaffey to adopt.

FORM APPROVED:

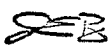
Kathleen Vanderpool

Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE

Allen McKinley

Allen McKinley
Des Moines Finance Director



Funding Source: 2010-2011 CIP, Page Street-47, Special City-wide Street Improvements, STR217, Being: Gaming Monies from the Agreement with Polk County and The Racing Association of Central Iowa

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
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