



Roll Call Number

11-0474

Agenda Item Number

41

DATE March 14, 2011

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON FLEUR DRIVE VIADUCT OVER AMERICAN DISCOVERY TRAIL REHABILITATION; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS HERBERGER CONSTRUCTION CO., INC., DEAN HERBERGER, PRESIDENT, \$1,123,427.72

WHEREAS, on February 14, 2011, under Roll Call No. 11-0164, 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:

Fleur Drive Viaduct over American Discovery Trail Rehabilitation, 12-2009-003 STP-U-1945(778)--27-77

The improvement includes rehabilitation of the superstructure and substructure, including cleaning and painting of the structural steel girders, replacement of the deck and expansion joints, repair of structural elements including piers, columns, and abutments, and replacement of barriers, sidewalks, and approach pavement; in accordance with the contract documents, including Plans File Nos. 525-108/152, on the Fleur Drive Viaduct over the American Discovery Trail located between Bell Avenue and George Flagg Parkway

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:

- Herberger Construction Co., Inc. Indianola, IA
Cramer and Associates, Inc. Grimes, IA
Jensen Construction Company Des Moines, IA

which in accordance with a previously approved Iowa DOT Agreement, were received and opened by the Iowa DOT on February 15, 2011. The attached tabulation of bids by the Iowa DOT for said improvement be and is hereby accepted, received, and filed.



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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 Herberger Construction Co., Inc., Dean Herberger, President, 2508 West 2nd Avenue, P.O. Box 326, Indianola, IA, 50125 in the amount of \$1,123,427.72, 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 11-150 attached.)

Moved by Hensley to adopt.

FORM APPROVED:

Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE

Scott E. Sanders
Scott E. Sanders
Des Moines Finance Director

Funding Source: 2010-2011 CIP, Page BRV-16, Structural Repair - Corrosion Protection, BRV039, Being:

Various funding sources as follows:

- \$823,427.72 in Gaming Monies;
- \$300,000 in Federal Surface Transportation Program (STP) funds being: 80% eligible const. costs only with \$300,000 max.

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