



**Roll Call Number**

**Agenda Item Number**

12-01647

45

DATE April 23, 2012

**PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON 2012 SEWER REPAIR - CONTRACT 1; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS J & K CONTRACTING, LLC, JEREMY FELDMANN, PRESIDENT, \$989,947.56**

WHEREAS, on March 26, 2012, under Roll Call No. 12-0438, plans, specifications, form of contract documents, and Engineer's estimate of construction cost were filed with the City Clerk, for the construction of the following improvement:

2012 Sewer Repair - Contract 1, 08-2012-001

Disaster Number: FEMA-1930

The improvement includes repair of storm and sanitary sewers, restoration of slope failures, protection of sanitary sewers, installation of manholes, installation of sheet pile and rip rap, installation of gabion baskets, grading, restoration of pavement and landscaping, and other incidental items; all work in accordance with the contract documents including Plan File Nos. 543-076/111 at the following locations: 3500 E. Watrous Avenue, 5205 E. 38th Street, 3608 Brook Ridge Court, 5706 S.W. 4th Street, S.E. 5th Street and E. Marion Street, 1525 Kenyon Avenue, 3790 Kinsey Avenue, 3000 Block of Park Avenue, 1646 E. Park Avenue, and 2683 E. Pine Avenue, 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 Engineer's estimate of construction cost for said improvement be closed; and that said plans, specifications, form of contract documents, and Engineer's estimate of construction cost are hereby approved as the plans, specifications, form of contract documents, and 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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Pohlmeier Construction, Inc.	Bondurant, IA
J & K Contracting, LLC	Ames, IA
Reilly Construction Co., Inc.	Ossian, IA
Raccoon Valley Contractors, LLC.	Waukee, IA
McAninch Corporation	Des Moines, IA
H & W Contracting LLC	Sioux Falls, SD
Corell Contractor, Inc.	West Des Moines, IA
The Underground Company, Ltd.	Carlisle, IA Bid not read

which were received and opened at a public meeting presided over by the Engineer in the City Council Chambers, 2nd Floor, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa at 11:00 a.m. on April 10, 2012. Said bids and the attached tabulation of bids for said improvement be and are hereby received and filed.

BE IT FURTHER RESOLVED: That the Des Moines City Engineer, as the Engineer, has determined that the lowest responsive, responsible bid for the construction of said improvement was submitted by J & K Contracting, LLC, Jeremy Feldmann, President, 1307 East Lincoln Way, PO Box 1790, Ames, IA, 50010-1790 in the amount of \$989,947.56, 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 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 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 12-182 attached.)

Moved by Meyer to adopt.

FORM APPROVED:

Kathleen Vanderpool  
Deputy City Attorney

FUNDS AVAILABLE

Scott E. Sanders  
Des Moines Finance Director

Funding Source: 2012-2013 CIP, Page Storm - 4, City-wide Storm Water Utility Projects, STE057, Being: \$48,025 in FEMA funding; \$518,020.98 in Storm Water Utility Revenue Bonds to be issued; \$407,299.68 in Sanitary Sewer Bonds to be issued from SAE054, City-wide Sanitary Sewers; and the remaining \$16,601.90 from Des Moines Water Works

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			

MOTION CARRIED

APPROVED

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.

City Clerk