

★ Roll Call Number

13-0509

Agenda Item Number

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DATE March 25, 2013

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON 2012 LEVEE IMPROVEMENTS - CONTRACT 2; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS J & K CONTRACTING, LLC, JEREMY FELDMANN, PRESIDENT, \$182,423.41

WHEREAS, on February 25, 2013, under Roll Call No. 13-0289, 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 Levee Improvements - Contract 2, 08-2012-005

The improvement includes installation of storm sewers, installation of manholes and intakes, placement of rip rap, grading, restoration of pavement and landscaping, and other incidental items; all work in accordance with the contract documents including Plan File Nos. 548-049/057, at five locations along the east side of the Des Moines River from Court Avenue to S.E. 6th Street in 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:

- |                               |                |
|-------------------------------|----------------|
| J & K Contracting, LLC        | Ames, IA       |
| Elder Corporation             | Des Moines, IA |
| Reilly Construction Co., Inc. | Ossian, IA     |
| MPS Engineers, P.C.           | Des Moines, IA |

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 March 12, 2013. Said bids and the attached tabulation of bids for said improvement be and are hereby received and filed.

★ **Roll Call Number**  
130509

**Agenda Item Number**  
50

DATE March 25, 2013

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 \$182,423.41, 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.

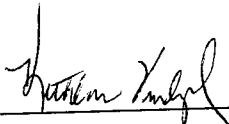
BE IT FURTHER RESOLVED: That the Engineer is hereby directed to secure execution by the lowest responsible, responsive Bidder and its surety of the contract documents in the form heretofore approved by this Council; that the Engineer is directed to thereafter present said contract documents to this Council 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.

BE IT FURTHER RESOLVED: That the City Council hereby authorizes the necessary road closures for the Project.

(City Council Communication Number 13-143 attached.)

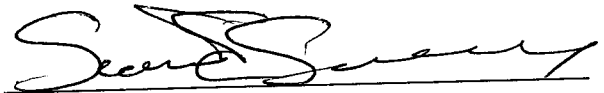
Moved by Moore to adopt.

FORM APPROVED:



Kathleen Vanderpool  
Deputy City Attorney

FUNDS AVAILABLE



Scott E. Sanders  
Des Moines Finance Director

Funding Source: 2013-2014 CIP, Page Storm -10, Flood Protection System Improvements, FLD008, Storm Water Utility Funds

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50

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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