



Roll Call Number

13-0948

Agenda Item Number

53

DATE June 10, 2013

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON SE CONNECTOR PAVING - S.E. 15TH STREET TO S.E. 30TH STREET; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS C. J. MOYNA & SONS, INC., JOHN P. MOYNA, PRESIDENT, \$31,166,419.37

WHEREAS, on May 6, 2013, under Roll Call No. 13-0695, 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:

SE Connector Paving - S.E. 15th Street to S.E. 30th Street, 06-2012-006
NHS-U-1945(409) -8G-77, NHS-U-1945(409)- -8G-77, NHS-U-1945(409)--8G-77,
NHS-U-1945(409)-8G-77

The improvement includes construction of two bridges over Union Pacific and Norfolk Southern railroad properties and construction of a Portland Cement Pavement ten inches thick on the Southeast Connector, S.E. 18th Street, S.E. 23rd Street and S.E. 25th Court with various width pavements and medians; together with the necessary removals, earthwork, clearing, grubbing, erosion control, sidewalks, driveways, recreational trails, pavement subdrains, storm sewers, traffic control, traffic signals, street lighting, intersection enhancements, and landscaping; all in accordance with the contract documents including Plan File Nos. 550-001/753 on the Southeast Connector from S.E. 15th Street to S.E. 30th Street, 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:

- | | |
|--|----------------|
| C. J. Moyna & Sons, Inc. | Elkader, IA |
| Elder Corporation | Des Moines, IA |
| Manatt's Inc. & United Contractors, Inc. | Johnston, IA |

which in accordance with a previously approved Iowa DOT Agreement, were received and opened by the Iowa DOT on May 21, 2013. 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 Des Moines City Engineer, as the Engineer, has determined that the lowest responsive, responsible bid for the construction of said improvement was submitted by C. J. Moyna & Sons, Inc., John P. Moyna, President, 24412 Hwy 13, Elkader, IA, 52043 in the amount of \$31,166,419.37, and said bid be and the same is hereby accepted.

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 13-280 attached.)

Moved by Meyer to adopt.

FORM APPROVED:

Kathleen Vanderpool

Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE

Scott E. Sanders

Scott E. Sanders
Des Moines Finance Director

EB Funding Source: 2013-2014 CIP, Page Street - 36, Southeast Connector - S.E. 14th Street to S.E. 30th Street, ST249, Being:
\$10,000,000 (maximum) in Transportation Investment Generating Economic Recovery (TIGER) Discretionary Grant Federal Earmark, being 80% eligible for grading, paving and bridge construction costs under NHS-U-1945(409)-8G-77; \$8,954,000 in Federal Surface Transportation Program (STP) funds being 80% eligible for roadway construction costs allocated through Des Moines Area MPO under NHS-U-1945(409)-8G-77; \$8,765,704.96 in IDOT – RISE funds being 50% eligible; \$256,760 from Des Moines Water Works for water main construction; and the remaining \$3,189,954.41 in G.O. Bonds to be issued. Note - the \$8,954,000 in Federal funding allocated by the MPO will not be available when construction begins; the maximum MPO funding includes \$4,208,000 available now, \$1,517,000 in Federal FY15, and \$3,229,000 in Federal FY16; current Federal legislation extends through Federal FY14; Federal funds for projects beyond 2013 are estimated based on current funding levels, and may be reduced; the City of Des Moines is responsible for STP funding required in excess of \$4,208,000, which is expected to be reimbursed when available in FY15 & FY16.



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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