



**Roll Call Number**

14-1519

**Agenda Item Number**

62

DATE September 22, 2014

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON 2014 SEWER REPAIR - CONTRACT 1; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS THE UNDERGROUND COMPANY, LTD., DUANE BURKHARDT, PRESIDENT, \$228,574.00

WHEREAS, on August 25, 2014, under Roll Call No. 14-1280, 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:

2014 Sewer Repair - Contract 1, 08-2014-004

The improvement includes the construction of 24-inch RCP storm sewer, 59"x36" RCAP storm culvert, storm manholes, storm intake reconstruction, grading and restoration, and other incidental items; all in accordance with the contract documents including Plan File Nos. 560-175/187, located at 3015 Seneca Avenue, Forest Avenue and 2nd Avenue, and E. 29th Street and E. Aurora 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:

- |                               |                 |
|-------------------------------|-----------------|
| The Underground Company, Ltd. | Carlisle, IA    |
| J & K Contracting, LLC        | Ames, IA        |
| H & W Contracting LLC         | Sioux Falls, SD |

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 September 9, 2014. Said bids and the attached tabulation of bids for said improvement be and are hereby 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 The Underground Company, Ltd., Duane Burkhardt, President, 12245 Dakota Street, Carlisle, IA, 50047 in the amount of \$228,574.00, 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 14-458 attached.)

Moved by Gatto to adopt.

**FORM APPROVED:**

Kathleen Vanderpool  
Kathleen Vanderpool  
Deputy City Attorney

**FUNDS AVAILABLE**

Daniel E. Ritter  
Daniel E. Ritter  
Interim Des Moines Finance Director

ACE Funding Source: 2014-2015 CIP, Page Storm – 4, City-wide Storm Water Utility Projects, SM057, Storm Water Utility Funds

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MAHAFFEY	✓			
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