



**Roll Call Number**

19-0324

**Agenda Item Number**

51

DATE February 25, 2019

**PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON PARKS AND TRAIL STORM WATER REPAIR CONTRACT - CATEGORY G; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS RW EXCAVATING SOLUTIONS, LC, DAN E. WILSON, MANAGING MEMBER, \$242,586.00**

WHEREAS, on January 28, 2019, under Roll Call No. 19-0111, 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:

Parks and Trail Storm Water Repair Contract - Category G, 11-2019-003

The improvement includes installation of 24-inch corrugated metal pipe (CMP) storm sewer, manholes, Class 10 excavation, Portland Cement Concrete (PCC) trail, rip rap, fencing, erosion control, surface restoration and other incidental items; all in accordance with contract documents, including Plan File Nos. 605-218/225, located near McHenry Park by 3312 8th Street, at Harmon Park (3900 S.W. 26th Street), and the Gay Lea Wilson Trail near the intersection of E. 33rd Street and Hubbell Avenue 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:

- |                                    |   |
|------------------------------------|---|
| RW Excavating Solutions, LC        | Prairie City, IA  |
| TK Concrete, Inc.                  | Pella, IA   |
| Minturn, Inc.                      | Brooklyn, IA  |
| Rognes Corp.                       | Ankeny, IA  |
| Jasper Construction Services, Inc. | Newton, IA – Bid not read: Bid signed without Power of Attorney by bond company |



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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 February 12, 2019. 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 RW Excavating Solutions, LC, Dan E. Wilson, Managing Member, 13293 S.88th Avenue W, Prairie City, IA, 50228 in the amount of \$242,586.00, 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 in accordance with the Instructions to Bidders.

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 19-070 attached.)

Moved by Coleman to adopt.

FORM APPROVED:

Kathleen Vanderpool  
Deputy City Attorney

FUNDS AVAILABLE

Robert L. Fagen  
Des Moines Finance Director

SUN  
MS

Funding Source: 2018/19 Amend Operat., Page 88, S854 Storm Mitigation/Recovery, OP208, Being: \$206,198.10 anticipated FEMA Funding (85% of Construction Costs); and the remaining \$36,387.90 in Storm Water Utility Funds, City-wide Storm Water Utility Projects, SM057



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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
WESTERGAARD	✓			
TOTAL	7			

MOTION CARRIED

APPROVED

*J. M. Franklin Cownie*

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