



**Roll Call Number**

21-0583

**Agenda Item Number**

36

DATE April 5, 2021

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON 2021 RIVERWALK IMPROVEMENTS - BALUSTRADE REPLACEMENT; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS TNT TUCKPOINTING AND BUILDING RESTORATION, L.L.C., JOSHUA L. SMYSER, MEMBER, \$156,455.00

WHEREAS, on February 22, 2021, under Roll Call No. 21-0249, 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:

2021 Riverwalk Improvements - Balustrade Replacement, 042021011

The improvement includes removal of existing sections of balustrade wall and replacement with cast stone balustrade wall; all in accordance with the contract documents, including Plan File Nos. 626-179/187, located along the west side of the Des Moines River near the Martin Luther King Jr. Parkway bridge, and on the east side of the Des Moines River just north of the Martin Luther King Jr. Parkway bridge, 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.

WHEREAS, in accordance with said notice, those interested in said proposed plans, specifications, form of contract documents, and Engineer's estimate of construction cost both for and against, have been given opportunity to be heard with respect thereto and have presented their views to the City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the upon due consideration of the facts, and any and all statements of interested persons, any objections to the plans, specifications, form of contract documents, and Engineer's estimate of construction cost for said improvement are overruled and the hearing is closed and that said plans, specifications, form of contract documents, and Engineer's estimate of construction cost are here by approved.

BE IT FURTHER RESOLVED: That sealed bids for said improvement were submitted by the following bidders:

- TNT Tuckpointing and Building Restoration, L.L.C., Stockton, IA Low Bid
- Boulder Contracting, Grundy Center, IA
- Gruss Construction, LLC, Cumming, IA
- Minturn, Inc., Brooklyn, IA
- Concord Construction, LLC, Bid read under advisement - bidder status form
- Bi-State Masonry, Inc., Rock Island, IL- Bid not read - Bid Security Rejected



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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 March 9, 2021. 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 TNT Tuckpointing and Building Restoration, L.L.C., Joshua L. Smyser, Member, 202 Iowa Street, Stockton, IA, 52769 in the amount of \$156,455.00, 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.

**(Council Communication No. 21-158)**

Moved by Mandelbaum to adopt.

FORM APPROVED:

FUNDS AVAILABLE

s/ Kathleen Vanderpool

Nickolas J. Schaul

SLN

Kathleen Vanderpool  
Deputy City Attorney

Nickolas J. Schaul  
Director of Finance

Funding Source: 2021-2022 CIP, Page Park - 71, Principal Riverwalk, PK162, G. O. Bonds



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

I, P. Kay Cmelik, 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.

MOTION CARRIED APPROVED

*J. M. Gambino Cownie*

Mayor

*P. Kay Cmelik*

City Clerk