



**Roll Call Number**

21-0740

**Agenda Item Number**

55

DATE May 10, 2021

**PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON CLOSES CREEK STORM SEWER IMPROVEMENTS PHASE 2A AND 2B; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS RW EXCAVATING SOLUTIONS, LC, DAN E. WILSON, MANAGING MEMBER, \$5,997,160.44**

WHEREAS, on March 22, 2021, under Roll Call No. 21-0448, 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:

Closes Creek Storm Sewer Improvements Phase 2A and 2B, 082021003

The improvement includes constructing new Reinforced Concrete Box (RCB) storm sewer sizes 6 feet x 4 feet, 6 feet by 6 feet, and 8 feet x 6 feet, Reinforced Concrete Pipe (RCP) storm sewer sizes 15-inches to 84-inches, trenchless storm sewer sizes 72-inches and 84-inches, precast manholes, cast-in-place manholes and intakes, Poly Vinyl Chloride (PVC) sanitary sewer sizes 10-inch, 15-inch, and 24-inch, Polypropylene Pipe (PP) storm sewer, cementitious storm sewer lining, Ductile iron (DI) water main, 4-inch and 6-inch Portland Cement Concrete (PCC) pavement, Hot-Mix Asphalt (HMA) paving, PCC curb and gutter, subdrain and footing drains, earthwork and grading, gabions, erosion control, fencing, restoration, and other associated and incidental items; all in accordance with contract documents, including Plan File Nos. 628-019/112, generally located from Beaver Avenue south of Witmer Parkway northeasterly to 33rd Street and Mondamin Avenue and also from College Avenue and 41st Street northerly to Northwest Drive, 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:



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RW Excavating Solutions, LC, Prairie City, IA Low Bid  
Raccoon Valley Contractors, LLC., Waukee, IA  
Progressive Structures, LLC, Elkader, IA  
Synergy Contracting, LLC, Bondurant, IA  
Rognes Corp. , Ankeny, IA  
Jasper Construction Services, Inc., Newton, IA  
S. M. Hentges & Sons Inc., Jordan, MN Bid not read - Proposal missing pages

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 April 6, 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 RW Excavating Solutions, LC, Dan E. Wilson, Managing Member, 13293 S.88th Avenue W, Prairie City, IA, 50228 in the amount of \$5,997,160.44, 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.



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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. 21-207)

Moved by Gray to adopt.

FORM APPROVED:

FUNDS AVAILABLE

s/Kathleen Vanderpool

Kathleen Vanderpool  
Deputy City Attorney

Nickolas J. Schaul  
Director of Finance

Funding Source: 2021-2022 CIP, Page 98, Closes Creek Watershed Improvements, SM068, Being: \$1,870,700.44 of Stormwater Utility Bonds Issued; \$4,021,302 Stormwater Utility Bonds to be issued; and the remaining \$105,158 from Des Moines Water Works

SLN

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

Mayor

City Clerk