



**Roll Call Number**

23-0067

**Agenda Item Number**

48

DATE January 9, 2023

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON E. COURT AVENUE RECONSTRUCTION FROM DES MOINES RIVER TO E. 7TH STREET; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS JASPER CONSTRUCTION SERVICES, INC., CLIFF RHOADS, PRESIDENT, \$6,893,459.00

WHEREAS, on November 21, 2022, under Roll Call No. 22-1774, 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:

E. Court Avenue Reconstruction from Des Moines River to E. 7th Street, 062020015

The improvement includes the reconstruction of E. Court Avenue with Portland Cement Concrete (PCC) curb and gutter, PCC bike lanes, PCC sidewalk and driveways, Hot Mix Asphalt (HMA) paving, modified subbase, removals, storm sewer, subdrain, grading, water main construction, site furnishings, trees, erosion control and restoration, and other incidental items; all in accordance with the contract documents, including Plan File No. 645-144/318, located along E. Court Avenue from the Des Moines River to east of E. 7th 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.

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 hereby approved.

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

- Jasper Construction Services, Inc., Newton, IA - Low Bid
- Absolute Concrete Construction, Inc. dba Absolute Group,
- Corell Contractor, Inc., West Des Moines, IA
- MPS Engineers, P.C. dba Kingston Services, P.C., Des Moines, IA
- Synergy Contracting, LLC, Altoona, IA

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 December 13, 2022. 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 Jasper Construction Services, Inc., Cliff Rhoads, President, 928 N 19th Avenue East, Newton, IA, 50208 in the amount of \$6,893,459.00, and said bid be and the same is hereby accepted.



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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 closure of all public grounds, streets, sidewalks, alleys, bridges, culverts, overpasses, underpasses, grade crossing separations and approaches, public ways, squares, and commons for the Project.

(City Council Communication Number 23-015 attached)

Moved by Mandelbaum to adopt. Second by Gatto

FORM APPROVED:

FUNDS AVAILABLE

s/Kathleen Vanderpool

s/Nickolas J. Schaul

Kathleen Vanderpool
Deputy City Attorney

Nickolas J. Schaul
Director of Finance

Funding Source: 2022-23 CIP, Page 167, LOSST Street Improvements, ST800, LOSST Monies, Being: \$5,756,932 Local Option Sales and Service Tax (LOSST) Funding, and the remaining \$1,136,527 American Rescue Plan Act (ARPA) Funding for Water Main

SLN pw

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, GATTO, MANDELBAUM, SHEUMAKER, VOSS, WESTERGAARD, and TOTAL.

I, Laura Baumgartner, 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. Franklin Cownie
Mayor

Laura Baumgartner
City Clerk