



Roll Call Number

230345

Agenda Item Number

60

Date March 06, 2023

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON EASTER LAKE DRIVE SIDEWALK FROM INDIANOLA AVENUE TO EASTER LAKE PARK; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS TK CONCRETE, INC., TONY J. VER MEER, PRESIDENT, \$1,931,910.75

WHEREAS, on January 23, 2023, under Roll Call No. 23-0088, 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:

Easter Lake Drive Sidewalk from Indianola Avenue to Easter Lake Park, 092022004

The improvement includes construction of Portland Cement Concrete (PCC) sidewalk, PCC curb ramps, earthwork, modified subbase, pavement removal, storm sewer, culverts, intakes, manholes, surface restoration, pavement markings, signage, traffic control, and other incidental items; all in accordance with the contract documents, including Plan File No. 652-016/156, along Easter Lake Drive from Indianola Avenue to Easter Lake Park 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.

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 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:

- TK Concrete, Inc., Pella, IA - Low Bid
- All Star Concrete, L.L.C., Johnston, IA
- Jasper Construction Services, Inc., Newton, IA
- MPS Engineers, P.C. dba Kingston Services, P.C., Des Moines, IA
- Caliber Concrete, LLC, Adair, 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 February 07, 2023. 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 TK Concrete, Inc., Tony J. Ver Meer, President, 1608 Fifield Road, Pella, IA, 50219 in the amount of \$1,931,910.75, 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 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.

(Council Communication No. 23-112 attached)

Moved by Gatto to adopt. Second by Voss

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, 169, Easter Lake Drive Sidewalk, SW082, \$231,910.75 in G.O. bonds and \$1,700,000 in G.O Bonds to be Issued

SLN^{pub}



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COUNCIL ACTION	Yeas	Nays	Pass	Absent
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
MANDELBAUM	✓			
SHEUMAKER	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			
MOTION CARRIED		APPROVED		
<i>T. M. Frankhu Cowne</i> Mayor				

CERTIFICATE

I, Laura Baumgartner, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, 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.

Laura Baumgartner

City Clerk