



Roll Call Number

231504

Agenda Item Number

79

Date October 23, 2023

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON GLENDALE CEMETERY POND DREDGING IMPROVEMENTS; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS RW EXCAVATING SOLUTIONS, LC, DAN E. WILSON, MANAGING MEMBER, \$562,785

WHEREAS, on September 11, 2023, under Roll Call No. 23-1226, 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:

Glendale Cemetery Pond Dredging Improvements, Activity ID 112023011

The improvement includes excavation and grading, dewatering, compacted clay pond liner, water control structure, modification to outlet structure, new water quality pretreatment unit, new Portland Cement Concrete (PCC) sidewalk, limestone outcropping, pond habitat improvement, revetment, erosion controls, temporary site seeding and mulching, traffic control, and associated work including cleanup and restoration, all in accordance with the contract documents, including Plan File No. 655-172/193, located in Glendale Cemetery, 4909 University Ave, 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:

- RW Excavating Solutions, LC, Prairie City, IA - Low Bid
- DSM Dirtworx, Pleasant Hill, IA
- Elder Corporation, Des Moines, IA
- On Track Construction, LLC, Nevada, IA
- S. M. Hentges & Sons Inc., Jordan, MN
- Wenthold Excavating LLC, Elkhart, IA
- C. J. Moyna & Sons, Inc., Elkader, 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 October 03, 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 RW Excavating Solutions, LC, Dan E. Wilson, Managing Member, 13293 S. 88th Avenue W, Prairie City, IA, 50228 in the amount of \$562,785, 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 responsive, 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. 23-462 attached)

Moved by Boesen to adopt. Second by Gatto

FORM APPROVED:

FUNDS AVAILABLE:

s/Kathleen Vanderpool
 Kathleen Vanderpool
 Deputy City Attorney

s/Nickolas J. Schaul
 Nickolas J. Schaul
 Director of Finance

SLN Funding Source: 2023-24 CIP, Page 80, Urban Conservation Projects, PK167, \$312,785 in GO Bonds and the remaining \$250,000 in Iowa Department of Agriculture and Land Stewardship grant funds (IDALS)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	6			1

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.

MOTION CARRIED APPROVED
J. M. Frankin Cownie Mayor

Laura Baumgartner City Clerk