



Roll Call Number

25-0095

Agenda Item Number

9

Date January 27, 2025

**DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS
MINTURN, INC., CLINTON M. RHOADS, PRESIDENT;
APPROVAL OF CONTRACT AND BOND ON
SW 1ST STREET BRIDGE PARK IMPROVEMENT
\$961,268.75**

WHEREAS, on January 13, 2025, under Roll Call No. 25-0063, the hearing on the plans, specifications, form of contract documents and Engineer’s estimate of construction cost for said improvement was held and closed; and

WHEREAS, said plans, specifications, form of contract documents, and Engineer’s estimate of construction cost were approved as the plans, specifications, form of contract documents, and Engineer’s estimate of construction cost for said improvement, and said bids for improvement were received and filed.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: 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 Minturn, Inc., Clinton M. Rhoads, President, 144 W Front St, PO Box 369, Brooklyn, IA, 52211 in the amount of \$961,268.75, 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 contract and bond, in the amount of \$961,268.75, executed by Minturn, Inc., Clinton M. Rhoads, President, 144 W Front St, PO Box 369, Brooklyn, IA, 52211 dated January 27, 2025, for the construction of the following improvement:

SW 1st Street Bridge Park Improvement, Activity ID 112024010
IDNR Project No. 19-01373 (Federal Land and Water Conservation Fund Program)

The improvement includes adding custom geo-foam and synthetic turf play mounds, custom cast-in-place concrete bench seating, metal benches, metal planter edging with sedum soil and plantings, pre-manufactured shade structure, modified and added deck drains, custom colored concrete river in-lay channel, multi-use trail pavement markings, traffic control, construction survey, and mobilization, all in accordance with the contract documents including Plan File No. 666-045/067, located on the SW 1st Street Bridge over the Raccoon River, Des Moines, Iowa

the same to be performed in accordance with the plans and specifications which have been heretofore approved by this Council, be and the same are hereby approved, subject to receipt of the contract and bond approved as to form by the Legal Department, and certificate of insurance acceptable to the Engineering Department. The attached "Contractor's Anticipated DBE/TSB Utilization" shows the Contractor's efforts to solicit DBE/TSB Participation in accordance with the Disadvantaged Business Enterprise/Targeted Small Business (DBE/TSB) Program.

BE IT FURTHER RESOLVED: That the Mayor be and is hereby authorized and directed to execute said contract on behalf of the City of Des Moines, subject to receipt of the contract and bond approved as to form by the Legal Department, and certificate of insurance acceptable to the Engineering Department, and the City Clerk, be and is



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hereby authorized and directed to attest to same. 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 after said contract has been executed by the Mayor, the City Clerk be and is hereby authorized and directed to return the Contractor's bid security in accordance with the Instructions to Bidders.

BE IT FURTHER RESOLVED: That the City Engineer is hereby authorized to approve requests to sublet work from the Contractor, subject to receipt of the contract and bond approved as to form by the Legal Department, and certificate of insurance acceptable to the Engineering Department.

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.

BE IT FURTHER RESOLVED: That the Director of Finance is hereby authorized to encumber this contract amount against the funds as identified below, and to acquire Builder's Risk Insurance, if appropriate, for the above referenced improvement.

(Council Communication No. 25-041 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

SLNpw

Funding Source: 2024-25 CIP, Page 62, Multi-Use Trails, PK045, Being: \$200,000 Land and Water Conservation Fund (LWCF) funding from the National Park Service (NPS), \$160,000 in Private Donations, \$75,000 Tax Increment Financing, and the remaining \$526,268.75 in G.O. Bonds

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

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
Connie Bauer Mayor

Laura Baumgartner City Clerk