



Roll Call Number

23-1502

Agenda Item Number

78

Date October 23, 2023

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON E. UNIVERSITY AVENUE IMPROVEMENTS FROM E. 14TH STREET TO E. 17TH COURT; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS OMG MIDWEST, INC. DBA DES MOINES ASPHALT & PAVING, KEVIN BRAGG, PRESIDENT, \$1,200,932.38

WHEREAS, on September 11, 2023, under Roll Call No. 23-1225, 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. University Avenue Improvements from E. 14th Street to E. 17th Court, Activity ID 062023013

The improvement includes placement of new High-Intensity Activated CrossWalk (HAWK) pedestrian signals, school flasher assemblies, Hot Mix Asphalt (HMA) pavement, Portland Cement Concrete (PCC) sidewalk and driveways, pavement removal, storm sewer improvements, pavement markings, traffic control, erosion control, surface restoration, and other incidental items, all in accordance with the contract documents, including Plan File No. 656-161/255, located on E. University Avenue from E. 14th Street to E. 17th Court and the intersection of E. 14th Street and Garfield Avenue 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:

- OMG Midwest, Inc. dba Des Moines Asphalt & Paving, Ankeny, IA - Low Bid
- TK Concrete, Inc., Pella, IA
- Jasper Construction Services, Inc., Newton, IA
- Shekar Engineering, P.L.C., Des Moines, IA
- Grimes Asphalt and Paving Corporation, Des Moines, IA
- InRoads, LLC, Des Moines, IA - Bid not read due to changes being made to proposal that were not initialed in accordance with SUDAS requirements

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 OMG Midwest, Inc. dba Des Moines Asphalt & Paving, Kevin Bragg, President, 2401 SE Tones Drive, Ste. 13, Ankeny, IA, 50021 in the amount of \$1,200,932.38, 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. 23-461 attached)

Moved by Westergaard to adopt. Second by Voss

FORM APPROVED:

FUNDS AVAILABLE:

s/Kathleen Vanderpool
 Kathleen Vanderpool
 Deputy City Attorney

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

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Funding Source: 2023-24 CIP, Page 163, East University - E. 14th St. to I-235, ST315, \$500,000 (Max) in Iowa DOT Traffic Safety Improvement Funds under CS-TSF-1945(871)--85-77 and the remaining \$700,932.38 in G.O. Bonds

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

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. Frankhu Cownie Mayor

Laura Baumgartner City Clerk