


# COUNCIL COMMUNICATION

 CITY OF DES MOINES OFFICE OF THE CITY MANAGER	Number:	<b>23-562</b>	Meeting:	<b>December 18, 2023</b>
	Agenda Item:	<b>58</b>	Roll Call:	<b>23-1799</b>
	Submitted by:	<b>Benjamin R. Page, Park and Recreation Director, and Steven L. Naber, P.E., City Engineer</b>		

## AGENDA HEADING:

Hearing on Western Gateway Water Features: Resolution approving plans, specifications, form of contract documents, engineer's estimate, receive and file bids, and designating lowest responsible bidder as Caliber Concrete, LLC, Jason Martin, Owner, \$852,270.75.

## SYNOPSIS:

This is a public hearing to allow for public input on the Western Gateway Water Features and take the necessary actions as required by Iowa Code to authorize a contract for construction of the proposed project. This project provides for the adaptive reuse of the existing runnel water feature located in Western Gateway Park and the construction of landscaping, accent lighting, accessible walkways, and water features.

## FISCAL IMPACT:

Amount: \$852,270.75 Construction Contract (\$820,000 City Engineer's Estimate)

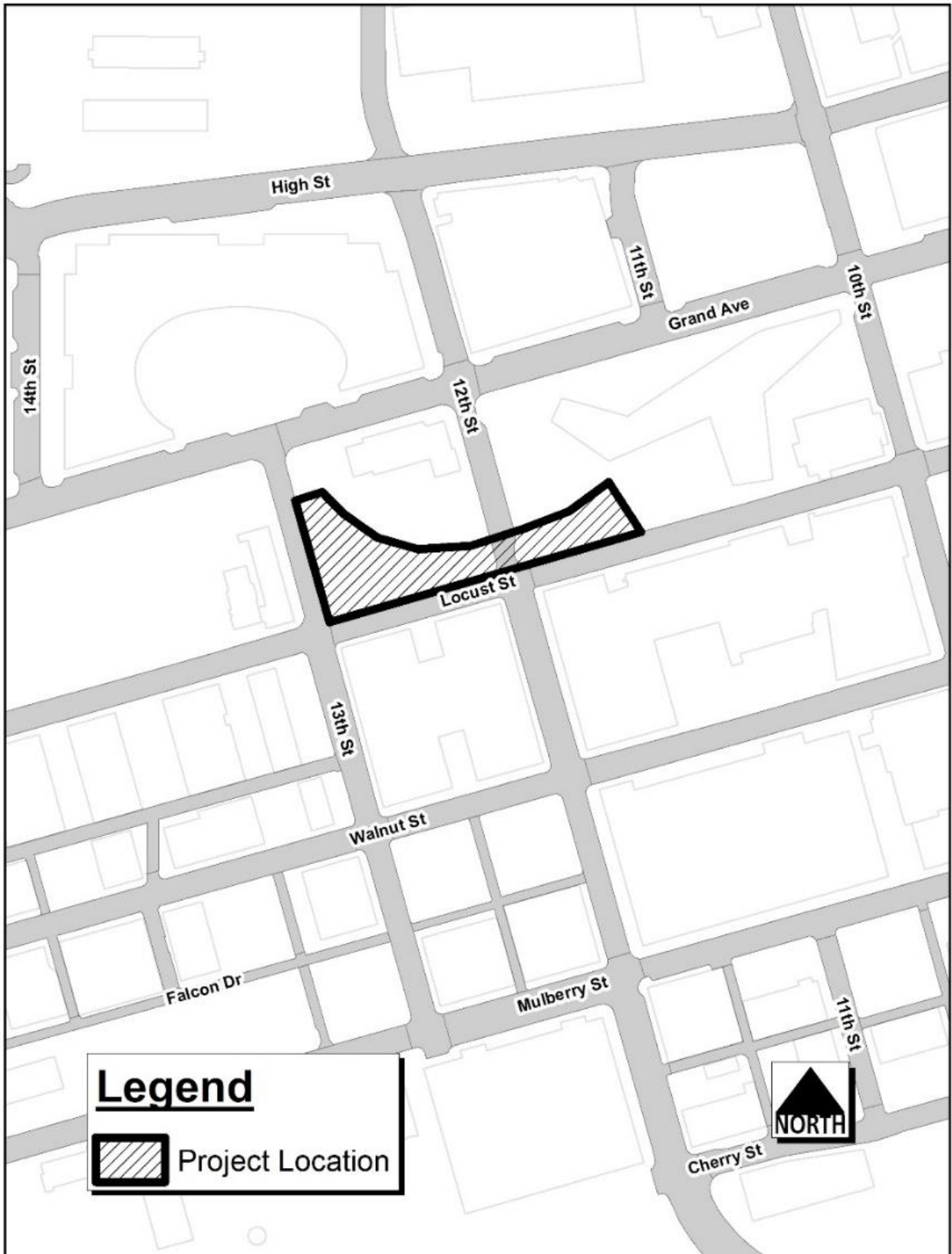
Funding Source: 2023-2024 Capital Improvement Program (CIP), Page 74, Park Improvements, PK137, Being: Tax Increment Finance (TIF) Bonds and General Obligation (G.O.) Bonds

## ADDITIONAL INFORMATION:

- On November 6, 2023, under Roll Call No. 23-1521, the City Council received and filed plans, specifications, form of contract documents, and City Engineer's estimate for the construction of the Western Gateway Water Features. Before the City Council can enter into a contract, it must hold a public hearing and approve the proposed plans, specifications, and form of contract documents and engineer's estimate for the construction of the Western Gateway Water Features, Activity ID 11-2022-014. The improvements include the construction of water spray features, accent lighting, limestone features, Portland Cement Concrete (PCC) sidewalk, drainage piping, water service lines, electrical work, and restoration, all in accordance with contract documents, including Plan File No. 651-237/276, located at Western Gateway Park in the 1100 to 1300 blocks between Grand Avenue and Locust Street.
- Sealed bids for said improvement were submitted by the following bidders:
  - Caliber Concrete, LLC, Adair, IA - Low Bid
  - MPS Engineers, P.C. dba Kingston Services, P.C., Des Moines, IA

- The bids were received and opened at a public meeting presided over by the City Engineer in the City Council Chambers, 2nd Floor, City Hall, 400 Robert D. Ray Drive, Des Moines, IA at 11:00 a.m. on December 5, 2023.
- The City Engineer has determined that the lowest responsive, responsible bid for the construction of said improvement was submitted by Caliber Concrete, LLC (Jason Martin, Owner, 309 Audubon Street, Adair, IA, 50002) in the amount of \$852,270.75, and said bid should be accepted. The Finance Director has determined that funds are available for said improvement as stated above.
- Construction of this project is anticipated to begin in spring 2024 and be completed in spring 2025.
- The runnel water features in Western Gateway Park that were constructed in 2005 and 2006 need renovation. The electric pumps are aging, the chlorination system is not functioning, the waterproofing membrane through the runnel water feature is cracking and leaks, and concrete is heaving and deteriorating.
- The initial scope of the Western Gateway Water Feature Improvements project included:
  - Removal of the existing runnel water feature structures along the walkway between 12th Street and 13th Street and along Locust Street, east of 12th Street.
  - Construction of decorative pavement along the alignment of the existing runnel.
  - Water spray feature systems including a play fountain area.
  - Aesthetic lighting incorporated with the water features.
  - Sidewalk improvements with improved accessibility.
  - Gateway seating features with repurposed limestone edge block.
  - Limestone seating areas along the runnel renovation path.
  - Landscaping improvements.
- On January 23, 2023, under Roll Call No. 23-0089, the City Council ordered construction of the Western Gateway Water Features.
- On February 7, 2023, only two (2) bids were received, and the apparent low bid was submitted by MPS Engineers, P.C. dba Kingston Services, P.C., in the amount of \$1,371,813, which was 48% or \$446,813 over the Engineer's estimate of \$925,000. Engineering and Parks Department staff reviewed the bids and recommended decreasing the scope of the project and rebidding the project in the future.
- On February 20, 2023, by Roll Call 23-267, City Council rejected all bids.
- On September 11, 2023, under Roll Call No. 23-1227, City Council approved Supplemental Agreement No. 1 to the Professional Services Agreement (PSA) with Bolton & Menk, Inc. to revise the construction documents and cost estimate for Western Gateway Water Feature Improvements based upon a reduced scope of work.
- The project scope revisions incorporated via Supplemental Agreement No. 1 were as follows:
  - Removal of proposed water features east of 12th Street.
  - Removal of proposed decorative stacked limestone structure.
  - Simplified design of proposed decorative concrete pavement.

- Western Gateway Park is the venue for many festivals and community events throughout the year. During these festivals and events, the Contractor shall shutdown construction operations and secure the work area. A list of the scheduled festivals and events, along with festival shutdown requirements, is detailed in the project plans.



**PREVIOUS COUNCIL ACTION(S):**

Date: November 6, 2023

Roll Call Number: [23-1521](#)

Action: Ordering construction of the following:

- (E) [Western](#) Gateway Water Features: Receiving of bids, (12-5-23) and Setting date of hearing, (12-18-23), Engineer's estimate, \$820,000. ([Council Communication No. 23-496](#)) Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-0.

Date: September 11, 2023

Roll Call Number: [23-1227](#)

Action: [Approving](#) Supplemental Agreement No. 1 to the Professional Services Agreement with Bolton & Menk, Inc. for construction design and interpretation services for Western Gateway Water Feature Improvements, not to exceed \$24,500. ([Council Communication No. 23-415](#)) Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-0.

Date: February 20, 2023

Roll Call Number: [23-0267](#)

Action: [Reject](#) all bids on Western Gateway Water Features and close hearing on the plans, specifications, form of contract documents, and engineer's estimate. ([Council Communication No. 23-081](#)) Moved by Mandelbaum to adopt. Second by Boesen. Motion Carried 7-0.

**BOARD/COMMISSION ACTION(S): NONE**

**ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:**

Partial payments to the contractor and final acceptance of work.

For more information on this and other agenda items, please call the City Clerk's Office at 515-283-4209 or visit the Clerk's Office on the first floor of City Hall, 400 Robert D Ray Drive. Council agendas are available to the public at the City Clerk's Office on Thursday afternoon preceding Monday's Council meeting. Citizens can also request to receive meeting notices and agendas by email by calling the Clerk's Office or sending their request via email to [cityclerk@dmgov.org](mailto:cityclerk@dmgov.org).