

DATE September 11, 2006

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON BROOKS & LOGAN COMMUNITY CENTERS GYM FLOOR REMOVAL; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIBLE, RESPONSIVE BIDDER AS KINGSTON ENVIRONMENTAL SERVICES, INC., EDWARD T. CASON, JR., PRESIDENT, \$50,840.32

WHEREAS, on August 7, 2006, under Roll Call No. 06-1550, plans, specifications, form of contract documents, and Jurisdictional Engineer's estimate of construction cost were filed with the City Clerk, for the construction of the following improvement:

Brooks & Logan Community Centers Gym Floor Removal, 11-2007-004

The improvement includes the removal and disposal of the rubber-like gym flooring material as hazardous waste, together with the necessary appurtenances and decontamination; in accordance with the contract documents including Plan File Nos. 464-81/83 at the Brooks Community Center, 2100 S.E. 5th Street and the Logan Community Center, 1700 Garfield Avenue, 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, on August 29, 2006, sealed bids for said improvement were received and opened at a public meeting presided over by the City Engineer, and the bid received from Kingston Environmental Services, Inc., Edward T. Cason, Jr., President, 15450 Hangar Road, Kansas City, MO, 64147, was read under advisement because Kingston Environmental Services, Inc. did not include its Public Registration Number on Proposal Part G – Identity of Bidder as required. Proposal Part G states that failure to provide said number will result in the bid being read under advisement, and a contract will not be executed until the Contractor is registered with the Iowa Department of Labor.

Whereas, Engineering Department Staff have contacted Teresa Strickland, Abatement & Consulting Administrative Manager, with Kingston Environmental Services, Inc. and determined that Kingston Environmental Services, Inc's. Public Registration Number is 99254-05, which Staff has verified with the Iowa Department of Labor; and after further review, the Engineering and Legal Departments have determined that this was a minority irregularity that could be waived.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the hearing on the plans, specifications, form of contract documents, and Jurisdictional Engineer's estimate of construction cost for said improvement be closed; and that said plans, specifications, form of contract documents, and Jurisdictional Engineer's estimate of construction cost are hereby approved as the plans, specifications, form of contract documents, and Jurisdictional Engineer's estimate of construction cost for said improvement.

BE IT FURTHER RESOLVED: That the City Council concurs in the recommendation of the Engineering Department and the Legal Department regarding the bid submitted by Kingston Environmental Services, Inc., waives said minor irregularity, and hereby receives the bid submitted by Kingston Environmental Services, Inc..

★ **Roll Call Number**

Agenda Item Number

67

DATE September 11, 2006

BE IT FURTHER RESOLVED: That sealed bids for said improvement were submitted by the following bidders:

Kingston Environmental Services, Inc.	Kansas City, Mo Bid read under advisement
Pro Environmental Abatement	Des Moines, IA

which were received and opened at a public meeting presided over by the Jurisdictional Engineer in the City Council Chambers, 2nd Floor, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa at 11:00 a.m. on August 29, 2006. Said bids and the attached tabulation of bids for said improvement be and are hereby received and filed.

BE IT FURTHER RESOLVED: That the Jurisdictional Engineer has determined that the lowest responsible, responsive bid for the construction of said improvement was submitted by Kingston Environmental Services, Inc., Edward T. Cason, Jr., President, 15450 Hangar Road, Kansas City, Mo, 64147 in the amount of \$50,840.32, 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.

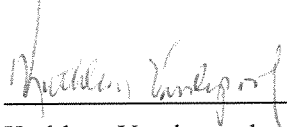
BE IT FURTHER RESOLVED: That the Jurisdictional Engineer is hereby directed to secure execution by the lowest responsible, responsive Bidder and its surety of the contract documents in the form heretofore approved by this Council; that the Jurisdictional Engineer is directed to thereafter present said 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.

(City Council Communication Number 06-582 attached.)

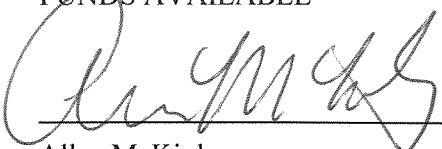
Moved by _____ to adopt.

FORM APPROVED:

FUNDS AVAILABLE



 Kathleen Vanderpool
 Deputy City Attorney



 Allen McKinley
 Des Moines Finance Director

Funding Source: 2006-2007 CIP, Page Park-5, Community Center Improvements, PKS033, Being: FY 2005-2006 G. O. Bonds



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Agenda Item Number

67

DATE September 11, 2006

JB

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
VLASSIS				
TOTAL				

MOTION CARRIED

APPROVED

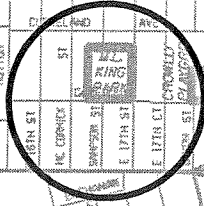
Mayor

I, Diane Rauh, City Clerk of said City Council, hereby certify that at a meeting of the City Council, held on the above date, among other proceedings the above was adopted.

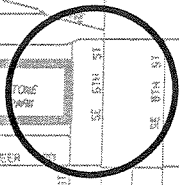
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

City Clerk

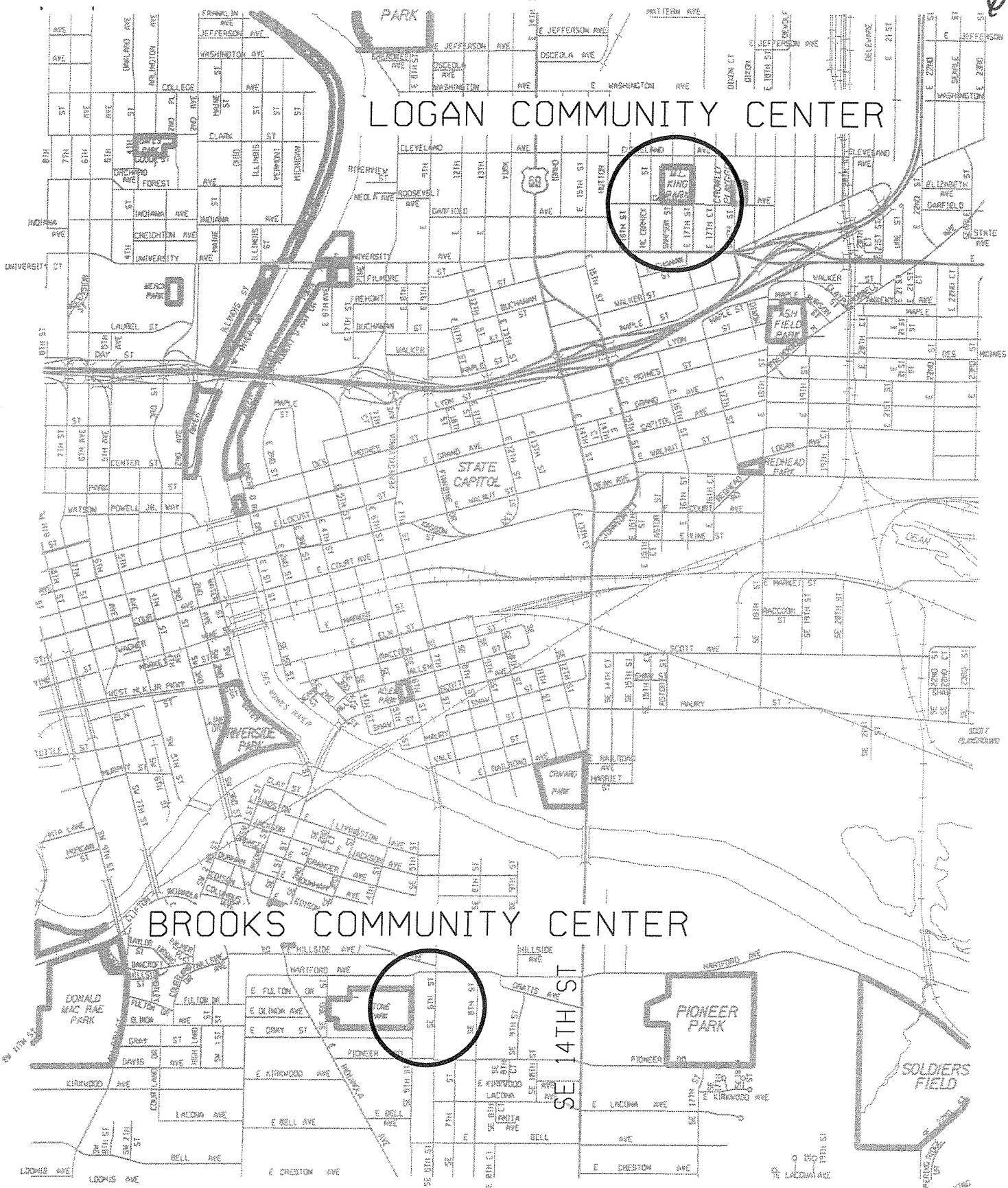
LOGAN COMMUNITY CENTER



BROOKS COMMUNITY CENTER



BROOKS & LOGAN COMMUNITY CENTERS GYM FLOOR REMOVAL



TABULATED BY: HANSEN
CHECKED BY: _____

APPROVED BY: *John A. McKee*

CONTRACTOR'S BID TABULATION
BROOKS & LOGAN COMMUNITY CENTERS GYM FLOOR REMOVAL

-----ESTIMATE-----

ITEM	DESCRIPTION	QUANTITY	UNIT PRICE	AMOUNT
1	MOBILIZATION	1 JOB	\$10,000.00	\$10,000.00
2	REMOVE & TRANSPORT HAZARDOUS WASTE	8156 SF	\$4.15	\$33,847.40
3	DECONTAMINATION	1 JOB	\$10,000.00	\$10,000.00
TOTAL CONSTRUCTION COST				\$53,847.40
PERCENT OF ENGINEER'S ESTIMATE				

Kingston Environmental Services Kansas City, MO		Pro Environmental Abatement Des Moines, IA	
10% BID BOND		10% BID BOND	
BID PRICE		BID PRICE	
UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT
\$6,983.00	\$6,983.00	\$25,000.00	\$25,000.00
\$4.72	\$38,496.32	\$8.84	\$72,100.00
\$5,361.00	\$5,361.00	\$35,000.00	\$35,000.00
		\$50,840.32	\$132,100.00
		-5.58%	+145.32%
		Low	

Bid read under advisement.
Bidder failed to provide Bidder
Registration No.