



**Roll Call Number**

**Agenda Item Number**

61

DATE May 9, 2022

**PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON ANIMAL CONTROL FACILITY BID PACKAGE NO. 12 - KENNELS AND CAT CAGES; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS MIDMARK CORPORATION, JON WELLS, PRESIDENT & CEO, \$758,000.00**

WHEREAS, on March 21, 2022, under Roll Call No. 22-0491, 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:

Animal Control Facility Bid Package No. 12 - Kennels and Cat Cages, 102022013

The improvement includes new construction of an approximately 21,900 square feet animal care and control facility which includes animal intake and service areas, adoption service areas, animal housing, veterinary clinic with surgery, and drive-thru sally port; design consists of brick masonry base, metal panel and cedar siding, glazed aluminum storefront and windows; wall structure consists of perimeter bearing stud walls and internal steel columns and bearing concrete masonry walls; floor structure is concrete slab-on-grade; roof structure is metal roof joists and decking; roofing system is a single-ply fully adhered membrane on low slope roof areas; Portland Cement Concrete (PCC) parking lots, PCC sidewalks, sanitary sewer, sanitary sewer manholes, water main, fiber and conduit, chain link fenced outdoor dog runs, surface restoration, and other incidental items; all in accordance with the contract documents associated with Bid Package No. 12 – Kennels and Cat Cages, including Plan File No. 633-001/218, located at 1441 Harriet Street, 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 the 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:

- Midmark Corporation d/b/a Shor-Line, Bid not read
- Midmark Corporation, Versailles, OH Low Bid

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 April 26, 2022. 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 Midmark Corporation, Jon Wells, President & CEO, 60 Vista Drive, Versailles, OH, 45380 in the amount of \$758,000.00, 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.

(City Council Communication Number 22-221 attached)

Moved by \_\_\_\_\_ to adopt. Second by \_\_\_\_\_

FORM APPROVED:

FUNDS AVAILABLE

s/Kathleen Vanderpool

s/Nickolas J. Schaul

Kathleen Vanderpool  
Deputy City Attorney

Nickolas J. Schaul  
Director of Finance

Funding Source: 2022-23 CIP, Page 57, Animal Control Facility, BL130, Being:  
General Obligation Bonds, Private Grant, Road Use Tax

SLN  
PW

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT   |
|----------------|------|------|------|----------|
| COWNIE         |      |      |      |          |
| BOESEN         |      |      |      |          |
| GATTO          |      |      |      |          |
| MANDELBAUM     |      |      |      |          |
| SHEUMAKER      |      |      |      |          |
| VOSS           |      |      |      |          |
| WESTERGAARD    |      |      |      |          |
| TOTAL          |      |      |      |          |
| MOTION CARRIED |      |      |      | APPROVED |

I, P. Kay Cmelik, 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.

Mayor

City Clerk

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TABULATED BY: N. SMITH      APPROVED BY: P. Wagen

Bid Date: 4/26/2022

CHECKED BY: [Signature]

**CONTRACTOR'S BID TABULATION**  
PROJECT: ANIMAL CONTROL FACILITY BID PACKAGE NO. 12 - KENNELS AND CAT CAGES

-----ESTIMATE-----

| <u>ITEM</u> | <u>DESCRIPTION</u>   | <u>AMOUNT</u>     | <u>AMOUNT</u>  | <u>AMOUNT</u>   |
|-------------|--|-------------------|----------------|---|
| 1           | As described in Contract Documents, Animal Control Facility Bid Package No. 12 - Kennels and Cat Cages, complete as specified.<br>Plan Sheets G.000-W.04.<br>Refer to Specification Section 01 12 00.12 for scope of work. | 1 LS \$450,000.00 | \$758,000.00   | <b>Bid Not Read Bid Bond Submitted for Incorrect Project (ACF Bid Package #2)</b> |
|             | TOTAL BASE BID   | \$450,000.00      | \$758,000.00   | \$0.00  |
|             | PERCENT OF ENGINEER'S ESTIMATE   |                   | +68.44%<br>Low | -100.00%  |

Midmark Corporation  
Versailles, OH

Midmark Corp dba  
Shor-Line  
Kansas City, KS

BID SECURITY  
10% Bid Bond

BID SECURITY

BID PRICE

BID PRICE