



**Roll Call Number**

22-0069

**Agenda Item Number**

47

DATE January 10, 2022

**PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON 2022 PCC PAVEMENT PATCHING PROGRAM; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS TK CONCRETE, INC., TONY J. VER MEER, PRESIDENT, \$924,675.00**

WHEREAS, on November 15, 2021, under Roll Call No. 21-1707, 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:

2022 PCC Pavement Patching Program, 062020012

The improvement includes removals, drilling and doweling, furnishing, placing, curing, sawing, sealing Portland Cement Concrete (PCC) pavement patches of various thickness, and other incidental items; in accordance with the contract documents, including Plan File No. 636-274/290, at the following locations in Des Moines, Iowa:

1. S.W. 37th Street - Army Post Road to Gannett Avenue
2. Gannett Avenue - S.W. 37th Street to Dead End East
3. S.W. 34th Street - Army Post Road to Gannett Avenue
4. Geil Avenue - S.W. 14th Street to S.W. 11th Street
5. 48th Place - Urbandale Avenue to Euclid Avenue
6. E. 21st Street - Guthrie Avenue to E. Washington Avenue
7. S.E. 8th Street - Pioneer Road to Hartford Avenue
8. E. Leach Avenue - S.E. 5th Street to S.E. 2nd Street
9. Indianola Avenue - E. McKinley Avenue to Pedestrian Tunnel North
10. E. Broadway Avenue - Hubbell Avenue to east of E. 50th Street

The improvement also includes diamond grinding PCC pavement wearing surfaces with a diamond grinding machine, in accordance with the contract documents at the following locations in Des Moines, Iowa:

- 48th Place - Urbandale Avenue to Euclid Avenue
- E. 21st Street - Guthrie Avenue to E. Washington Avenue
- E. Broadway Avenue - Hubbell Avenue to east of E. 50th Street

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.



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

TK Concrete, Inc., Pella, IA Low Bid  
Hawkeye Paving Corporation, Davenport, IA  
Iowa Civil Contracting, Inc., Victor, IA  
Jasper Construction Services, Inc., Newton, IA  
Choice Concrete, L.L.C., Altoona, IA

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 December 7, 2021. Said bids and the attached tabulation of bids for said improvement be and are hereby received and filed.

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 TK Concrete, Inc., Tony J. Ver Meer, President, 1608 Fifield Road, Pella, IA, 50219 in the amount of \$924,675.00, 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.



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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.

Moved by Voss to adopt.

(Council Communication No. 22-007)

FORM APPROVED:

FUNDS AVAILABLE

s/ Kathleen Vanderpool

Kathleen Vanderpool  
Deputy City Attorney

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Nickolas J. Schaul  
Director of Finance

Funding Source: 2021-2022 CIP, Page 143, LOSST Street Improvements, ST800, LOSST Monies

SLN  
PW

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|----------------|------|------|------|--------|
| COWNIE         | ✓    |      |      |        |
| BOESEN         | ✓    |      |      |        |
| GATTO          | ✓    |      |      |        |
| MANDELBAUM     | ✓    |      |      |        |
| SHEUMAKER      | ✓    |      |      |        |
| VOSS           | ✓    |      |      |        |
| WESTERGAARD    | ✓    |      |      |        |
| TOTAL          | 7    |      |      |        |

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.

MOTION CARRIED  
J. M. Franklin Cownie  
Mayor

P. Kay Cmelik  
City Clerk