



Roll Call Number

22-1939

Agenda Item Number

63

DATE December 12, 2022

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON HAMILTON DRAIN STORM WATER IMPROVEMENTS PHASE 3; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS RW EXCAVATING SOLUTIONS, LC, DAN E. WILSON, MANAGING MEMBER, \$7,723,556.90

WHEREAS, on November 7, 2022, under Roll Call No. 22-1712, 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:

Hamilton Drain Storm Water Improvements Phase 3, 082022002

The improvement includes the construction of 15-inch to 72-inch diameter storm sewer, concrete box culverts, manholes, intakes, subdrain, sanitary sewer, Portland Cement Concrete (PCC) pavement, Hot Mix Asphalt (HMA) paving, removals, PCC sidewalk, PCC driveways, earthwork, water main adjustments, traffic control, fencing, site furnishings, erosion control, and surface restoration; all in accordance with the contract documents, including Plan File No. 649-001/296, for the construction of storm water detention basins located at 3801 E. 9th Street and 3610 E. 12th Street, and construction of trunk storm sewer from the cul-de-sac in the 3900 block of Amherst Street to the intersection of E. Euclid Avenue and Wright 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:

- RW Excavating Solutions, LC, Prairie City, IA - Low Bid
- MPS Engineers, P.C. dba Kingston Services, P.C., Des Moines, IA
- On Track Construction, LLC, Nevada, IA
- S. M. Hentges & Sons Inc., Jordan, MN
- Jasper Construction Services, Inc., Newton, IA
- Synergy Contracting, LLC, 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 November 22, 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 RW Excavating Solutions, LC, Dan E. Wilson, Managing Member, 13293 S. 88th Avenue W, Prairie City, IA, 50228 in the amount of \$7,723,556.90, 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 22-574 attached)

Moved by Westergaard to adopt. Second by Voss

FORM APPROVED:

FUNDS AVAILABLE

sl Kathleen Vanderpool

Kathleen Vanderpool
Deputy City Attorney

Nickolas J. Schaul
Director of Finance

Funding Source: 2022-23 CIP, Page 107, Hamilton Drainage Area Improvements, SM133, Being: \$7,000,000 American Rescue Plan Act (ARPA) Funding (Storm Water), \$529,410 ARPA Funding (Water Main), and the remaining \$194,146.90 in Storm Water Utility Funds from SM133

SLN
P.V.

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

I, Laura Baumgartner, 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 APPROVED

Mayor

City Clerk