



**Roll Call Number**

22-1949

**Agenda Item Number**

68

DATE December 12, 2022

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON UNIVERSITY AVENUE - 39TH STREET TO 25TH STREET IMPROVEMENTS; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS ALL STAR CONCRETE, L.L.C., ALEX VAZQUEZ, MEMBER AND MANAGER, \$3,052,375.00

WHEREAS, on October 24, 2022, under Roll Call No. 22-1604, 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:

University Avenue - 39th Street to 25th Street Improvements, 062021009

The improvement includes Hot Mix Asphalt (HMA) pavement, Portland Cement Concrete (PCC) sidewalk and driveways, pavement removal, water main adjustments, water service replacement, storm sewer installation, manholes, intakes, pavement markings, traffic control, erosion control, surface restoration, and other incidental items; all in accordance with the contract documents, including Plan File No. 645-043/119, located on University Avenue from 39th Street to 25th Street in 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:

- All Star Concrete, L.L.C., Johnston, IA - Low Bid
- Jasper Construction Services, Inc., Newton, 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 8, 2022. 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 All Star Concrete, L.L.C., Alex Vazquez, Member and Manager, 4989 NW Johnston Drive, Johnston, IA, 50131 in the amount of \$3,052,375.00, and said bid be and the same is hereby accepted.



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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 22-553 attached)

Moved by Mandelbaum to adopt. Second by Sheumaker

FORM APPROVED:

FUNDS AVAILABLE

s/ Kathleen Vanderpool

Kathleen Vanderpool  
Deputy City Attorney

Nickolas J. Schaul  
Director of Finance

Funding Source: 2022-23 CIP, Page 132, University Avenue - 48th Street to 31st Street, ST275, Being: \$1,560,072 in G.O. Bonds, \$372,053 of Sanitary Sewer Funds transferred from SS139, \$500,000 in G.O. Bonds transferred from ST276, \$500,000 of Sanitary Sewer Funds transferred from ST277, \$59,600 transferred from OP214; and the remaining \$60,650 from Des Moines Water Works

SLN  
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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