



Roll Call Number

23-1500

Agenda Item Number

77

Date October 23, 2023

PUBLIC HEARING, APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT DOCUMENTS, AND ENGINEER'S ESTIMATE ON 1851 HARTFORD AVENUE GRADING AND RESTORATION; RECEIVE AND FILE BIDS; AND DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS WENTHOLD EXCAVATING LLC, CORY WENTHOLD, PRESIDENT \$183,491.50

WHEREAS, on September 11, 2023, under Roll Call No. 23-1224, 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:

1851 Hartford Avenue Grading and Restoration, Activity ID 042023018

The improvement includes Class 10 and Class 13 Excavation, erosion control, seeding, tree planting, and other incidental items, all in accordance with the contract documents, including Plan File No. 655-248/265 located at 1851 Hartford 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, 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 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:

- Wenthold Excavating LLC, Elkhart, IA - Low Bid
- Absolute Concrete Construction, Inc. d/b/a Absolute Group, Slater, IA
- Elder Corporation, Des Moines, IA
- Berkey Homebuilders, Inc. dba Concrete Professionals, Altoona, IA
- RW Excavating Solutions, LC, Prairie City, IA
- Alpha Landscapes LLC, Slater, IA
- Jasper Construction Services, Inc., Newton, IA
- DSM Dirtworx, Pleasant Hill, IA
- On Track Construction, LLC, Nevada, IA
- TK Concrete, Inc., Pella, IA
- Ram Development LLC, Des Moines, IA
- Iowa Pipe & Grading, LLC,
- Brothers Cleaning Corporation d/b/a Brothers Concrete,
- Shryock Excavating, Grimes, IA



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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 October 03, 2023. 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 Wenthold Excavating LLC, Cory Wenthold, President, 4008 NE 126th Avenue, Elkhart, IA, 50073 in the amount of \$183,491.50, 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.

(Council Communication No. 23-460 attached)

Moved by *Latto* to adopt. Second by *Boesen*

FORM APPROVED:

FUNDS AVAILABLE:

s/Kathleen Vanderpool

s/Nickolas J. Schaul

Kathleen Vanderpool
Deputy City Attorney

Nickolas J. Schaul
Director of Finance

SLN

Funding Source: 2023-24 Operating Budget, Page 56, EN141, \$164,906.5 from FY 2023-24 Operating Budget, Page 56, Real Estate Services, EG061074 and the remaining \$18,585 in G.O. bonds transferred from FY 2023-24 CIP, Page 123, Roadway Reconstruction - Fleur Drive, ST267



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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	6			

CERTIFICATE

I, Laura Baumgartner, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, 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

J. M. Franklin Cownie Mayor

Laura Baumgartner

City Clerk