

City of Tipton, Iowa

Meeting:	Tipton Special City Council Meeting
Place:	Tipton City Hall, 407 Lynn Street, Tipton, Iowa 52772
Date/Time:	July 30, 2007 – 8:00 AM
Web Page:	www.tiptoniowa.org
Posted:	July 27, 2007 (website & front door of City Hall)

Mayor:	Donald G. Young	City Manager:	Doug Boldt
Council At Large:	Warren Wethington	City Attorney:	Lowell Dendinger
Council At Large:	Donald McGlaughlin	City Clerk:	John Foley
Council Ward #1:	Shirley Kepford	City Finance Officer:	Lorna Fletcher
Council Ward #2:	Dean Anderson	D. of Public Works:	Steve Nash
Council Ward #3:	Klav Johnson	Chief of Police:	Roger Hakeman

A. Call to Order – 8:00 AM

B. Roll Call

C. Agenda Additions/Agenda Approval

D. Communications and Reports:

1. Unscheduled

If you wish to address the City Council on subjects pertaining to today's meeting agenda, please wait until that item on the agenda is reached. If you wish to address the City Council on an item **not** on the agenda, please approach the lectern and give your name and address for the public record before discussing your item.

E. Public Hearing

1. Proposed Plans, Specifications, Form of Contract and Estimate of Cost for Streetscape Project Downtown Sidewalks 2007

F. Resolutions for Approval

1. Resolution Approving Plans, Specifications, Form of Contract and Estimate of Cost for Streetscape Project Downtown Sidewalks 2007
 - a. Motion to Approve Resolution
2. Resolution Awarding Contract for Streetscape Project Downtown Sidewalks 2007
 - a. Motion to Approve Resolution
3. Resolution Approving Performance/Payment Bond of 10% for Streetscape Project Downtown Sidewalks 2007
 - a. Motion to Approve Resolution

G. Reports of Mayor/Council/Manager

1. Council Reports
2. Mayor's Report – 1st Ward Councilperson Replacement Options
3. City Manager's Report

H. Adjournment

Pursuant to §21.4(2) of the Code of Iowa, the City has the right to amend this agenda up until 24 hours before the posted meeting time.

If anyone with a disability would like to attend the meeting, please call City Hall at 886-6187 to arrange for accommodations/transportation.

**AGENDA INFORMATION
TIPTON CITY COUNCIL COMMUNICATION**

DATE: July 27, 2007

AGENDA ITEM: Public Hearing and Resolutions Approving Plans, Specifications, Form of Contract, Estimate of Cost, Award of Contract and Performance/Payment Bonds for the Streetscape Project Downtown Sidewalks 2007

ACTION: Motion to Approve

FILE: mydocuments/city/reportstocouncil/capital projects/Plans & Specs, PH and Award of Streetscape Project Downtown Sidewalks 2007

SYNOPSIS: As part of the bidding process of the Streetscape Project Downtown Sidewalks 2007, we are required to have a public hearing on the plans, specifications, form of contract and estimate of cost. Once the public hearing is closed the council can approve the plans, specifications, form of contract, estimate of cost, performance/payment bonds and award the contract. Bids for the project were opened on Thursday, July 26th at 10:00 a.m. and the results were as followed:

	<u>Base Bid</u>	<u>Alternate Bid</u>	<u>Total Bid</u>
• All American Concrete	\$481,956.60	\$24,800.00	\$506,756.50
• Tschiggfrie Excavating	\$626,875.96	\$25,661.50	\$652,537.46
• TK Concrete	\$553,837.25	\$30,600.00	\$584,437.25
• Eastern Iowa Exc. & Concrete	\$539,759.90	\$22,665.00	\$562,424.90
• Portzen Construction	\$574,390.00	\$6443.50	\$580,833.50

The low bid is All American Concrete from West Liberty. The Engineer's Opinion of Probable Cost (also attached) for the base bid was \$559,571 and \$28,590 for the alternate bid totaling \$588,161. Jack Pope with Garden & Associates recommends awarding the bid for the Streetscape Project Downtown Sidewalks 2007 to All American Concrete with the City Council to determine whether or not the alternate bid is to be accepted.

BUDGET ITEM:

MAYOR/COUNCIL ACTION: Motion to Approve Plans, Specifications Form of Contract and Estimate of Cost and Award Bid

ATTACHMENTS: Engineer's Opinion of Probable Cost

PREPARED BY: Doug Boldt

DATE PREPARED: July 27, 2007



GARDEN & ASSOCIATES, LTD.

1701 3rd Avenue East, Suite 1 • P.O. Box 451 • Oskaloosa, IA 52577

Phone: 641.672.2526 • Fax: 641.672.2091

July 27, 2007

Doug Boldt
City of Tipton
407 Lynn Street
Tipton, IA 52772

Re: Streetscape Project
Downtown Sidewalks
Tipton, Iowa - 2007
G&A 5006253

Honorable Mayor & Council:

Bids for the referenced project were received on July 26, 2007. As shown on the bid tabulation, five bids were received for the project with the low bidder being All American Concrete, Inc. from West Liberty, Iowa in the amount of \$481,956.50 for the base bid and \$506,756.50 for the base bid plus alternate. (The alternate bid is for three paver and concrete crosswalks across 5th Street.)

We have reviewed the bids and recommend award of the contract for the Street Improvement Project to All American Concrete for the alternate selected by the Council.

Enclosed herewith are three (3) copies of the "Notice of Award". Should the Council choose to award the project, please have the awards signed where indicated. Keep one copy for your records and return two copies to Garden & Associates.

Yours Truly,

GARDEN & ASSOCIATES, LTD.

Jack Pope, P.E.

Enclosures – Original Bid Booklet
Bid Tabulation
Notice of Award (3 copies)

JP/lm

ENGINEERS AND SURVEYORS

ENGINEER'S OPINION OF PROBABLE COST

**STREETSCAPE PROJECT
DOWNTOWN SIDEWALKS
TIPTON, IOWA
2007**

No.	Item	Unit	Estimated Quantity	Unit Price	Extended Price
1.	Pavement Removal	SY	400	\$12.00	\$4,800.00
2.	Curb & Gutter Removal	LF	1,742	\$5.00	\$8,710.00
3.	Excavation	CY	600	\$10.00	\$6,000.00
4.	P.C. Concrete Sidewalk, 5" Thick	SY	3,255	\$45.00	\$146,475.00
5.	Paver In-Lay w/Concrete Base	SF	7,645	\$15.00	\$114,675.00
6.	Granular Subbase, 6" Thick	SY	990	\$6.00	\$5,940.00
7.	Granular Subbase, 4" Thick	SY	3,255	\$5.00	\$16,275.00
8.	P.C.C. Alleys & Drives, 7" Thick	SY	120	\$45.00	\$5,400.00
9.	Concrete Curb & Gutter, 2.5' Wide	LF	1,737	\$23.00	\$39,951.00
10.	Handicap Pedestrian Warnings	SF	342	\$35.00	\$11,970.00
11.	Street Surface Milling	SY	325	\$10.00	\$3,250.00
12.	Abandon Rooms	EA	2	\$7,500.00	\$15,000.00
13.	HMA Surface Overlay & Full Depth Patch	TONS	300	\$75.00	\$22,500.00
14.	Light Pole Bases	EA	31	\$750.00	\$23,250.00
15.	Electrical Distribution System - Conduit & Handhole Installation	LS	Lump Sum	XXXX	\$45,000.00
16.	Removals	LS	Lump Sum	XXXX	\$5,000.00
17.	Existing Fixture Adjustment	EA	2	\$750	\$1,500.00
18.	Traffic Control	LS	Lump Sum	XXXX	\$12,000.00
19.	Planter Sump Drains	EA	47	\$400.00	\$18,800.00
20.	Tree Grates	EA	28	\$500.00	\$14,000.00
21.	Water Services:				
	21.1 Service Line, CU., PE., 1"	LF	980	\$15.00	\$14,700.00
	21.2 Curb Stop Box and Valve	EA	48	\$500.00	\$24,000.00
22.	Sodding	SQ	7.5	\$50.00	\$375.00
TOTAL BASE BID					\$559,571.00
Alternate Bid:					
A1	Concrete and Paver Crosswalks	SF	1,170	\$23.00	\$26,910.00
A2	Pavement Removal	SY	140	\$12.00	\$1,680.00
TOTAL ALTERNATE BID					\$28,590.00
TOTAL BASE BID PLUS ALTERNATE BID					\$588,161.00

RESOLUTION NO. _____

Finally approving and confirming plans, specifications, form of contract and estimate of cost for the 2007 Downtown Sidewalk Project

WHEREAS, the City Council (the "Council") of the City of Tipton, Iowa, has heretofore given preliminary approval to the plans, specifications, form of contract and estimate of cost (the "Contract Documents") for the proposed 2007 Downtown Sidewalk Project (the "Project"), as described in the resolution providing for a notice of hearing on the Contract Documents for the Project and the taking of bids therefor; and

WHEREAS, a hearing has been held on the Contract Documents;

NOW, THEREFORE, IT IS RESOLVED by the City Council of the City of Tipton, Iowa, as follows:

Section 1. The Contract Documents referred to in the preamble hereof are hereby finally approved, and the prior action of the Council giving preliminary approval is hereby finally confirmed, and the Project, as provided for in the Contract Documents, is necessary and desirable.

Section 2. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved July 30, 2007.

Mayor

Attest:

City Clerk

The Mayor announced that bids for the construction of the 2007 Downtown Sidewalk Project had been received, opened and read by the City Clerk at 10:00 o'clock a.m., at the office of the City Clerk, City Hall, on July 26, 2007, and that this was the time and place set for the consideration of such bids.

Thereupon, the City Clerk reported the results of the bidding, and the Project Engineers made their recommendations thereon to the Council. The bids received for the construction of the 2007 Downtown Sidewalk Project are as follows:

Name and Address of Bidder

Amount of Bid

(List here or attach a sheet listing proposals received.)

RESOLUTION NO. _____

Awarding contract for the 2007 Downtown Sidewalk Project

WHEREAS, pursuant to notice duly published in the manner and form prescribed by resolution of the City Council (the "Council") of the City of Tipton, Iowa, and as required by law, bids and proposals were received by the City Clerk and reported to this Council for the 2007 Downtown Sidewalk Project (the "Project"); and

WHEREAS, all of the said bids and proposals have been carefully considered, and it is necessary and advisable that provision be made for the award of the contract for the Project;

NOW, THEREFORE, IT IS RESOLVED by the City Council of the City of Tipton, Iowa, as follows:

Section 1. The bid for the Project submitted by the following contractor is fully responsive to the plans and specifications for the Project, heretofore approved by the Council, and is the lowest responsible bid received, such bid being as follows:

<u>Name and Address of Contractor</u>	<u>Amount of Bid</u>
_____	\$ _____

Section 2. The contract for the Project is hereby awarded to such contractor at the total estimated cost set out above, the final settlement to be made on the basis of the unit prices therein set out and the actual final quantities of each class of materials furnished, the said contract to be subject to the terms of the aforementioned resolution, the notice of hearing and letting, the plans and specifications and the terms of the bidder's written proposal.

Section 3. The Mayor and City Clerk are hereby authorized and ordered to enter into a written contract with said contractor for the Project, said contract not to be binding until approved by resolution of this Council.

Section 4. The amount of the contractor's performance and/or payment bonds is hereby fixed and determined to be 100% of the amount of the contract.

Section 5. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved _____, 2007.

Mayor

Attest:

City Clerk

RESOLUTION NO. _____

Approving contract and performance and/or payment bonds for the 2007 Downtown Sidewalk Project

WHEREAS, the City Council (the "Council") of the City of Tipton, Iowa, has heretofore awarded a contract for the 2007 Downtown Sidewalk Project (the "Project") and fixed the amount of the performance and/or payment bonds to be furnished by such contractor, and instructed and authorized the Mayor and City Clerk to execute the said contract on behalf of the City, subject to the approval of the Council; and

WHEREAS, the said contract has been duly signed by the contractor and by the Mayor and City Clerk, and upon examination by this Council the same appears to be in proper form; and

WHEREAS, the contractor has filed satisfactory performance and/or payment bonds in the required amount;

NOW, THEREFORE, IT IS RESOLVED by the City Council of the City of Tipton, Iowa, as follows:

Section 1. The aforementioned contract and performance and/or payment bonds are, hereby approved and declared to be binding upon the parties thereto.

Section 2. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved _____, 2007.

Mayor

Attest:

City Clerk

July 26, 2007

Doug Boldt
City Manager/City Hall
407 Lynn Street
Tipton, Iowa 52772-1633

Re: 2007 Downtown Sidewalk Project
Our File No. 419554-21

Dear Doug:

We have prepared and enclose the proceedings related to the hearing on the plans and specifications, receipt of construction bids and the award and approval of a contract for the 2007 Downtown Sidewalk Project.

The materials enclosed include the following items:

1. Minutes of the July 30, 2007 City Council meeting covering the hearing on the plans and specifications. If there are no objections filed and if there are no objectors present at the meeting, please insert the word "no" in the blank space provided. If there are objectors, they should be listed with their names and the nature of their objections.
2. Resolution finally approving and confirming plans, specifications and form of contract.
3. Further minutes to show the filing of the report with respect to the construction bids received. In the event the City Council desires to consider the proposals for a longer period of time, the minutes include a motion to adjourn the meeting to a later time. If the Council desires to award the contract immediately, this adjournment may be stricken from the minutes by drawing a line through it and the following two paragraphs which convene the subsequent meeting.
4. Resolution awarding the contract and fixing the amount of the performance and/or payment bonds.
5. Minutes of the meeting at which the City Council adopts the resolution approving the contract and performance and/or payment bonds, with resolution following.

Page 2

6. Certificate attesting to the entire transcript.

As these proceedings are completed, please return one fully executed copy to our office.

If you have any questions, please contact Bob Josten or me.

Best regards,

John P. Danos

Enclosures

cc: John Foley
Garden & Associates

Council Vacancy

1-5-8 VACANCY. A vacancy in an elective city office during a term of office shall be filled by appointment by the remaining members of the council, except that if the remaining members do not constitute a quorum of the full membership the procedure described in Code of Iowa Chapter 372.13(b) shall be followed. The appointment shall be for the period until the next pending election as defined in Code of Iowa section 69.12, and shall be made within forty days after the vacancy occurs. The Council shall publish notice in the manner prescribed by Code of Iowa section 362.3, stating that the council intends to fill the vacancy by appointment but that the electors of the City or ward, as the case may be, have the right to file a petition requiring that the vacancy be filled by a special election. The Council may make an appointment to fill the vacancy after the notice is published or after the vacancy occurs, whichever is later. However, if within fourteen days after publication of the notice or within fourteen days after the appointment is made, whichever is later there is filed with the city clerk a petition which requests a special election to fill the vacancy and which is signed by eligible electors who are, or would be if registered, entitled to vote to fill the office in question, equal in number to two percent of those who voted for candidates for the office at the last preceding regular election at which the office was on the ballot, but not less than ten persons, an appointment to fill the vacancy is temporary and the council shall call a special election to fill the vacancy permanently as described in Code of Iowa section 372.13(b).