

**COUNCIL ACTION FORM****SUBJECT: 2021/22 SHARED USE PATH SYSTEM EXPANSION – IOWAY CREEK****BACKGROUND:**

This program provides for the construction of shared-use paths on street rights-of-way, adjacent to streets, and through greenbelts. The Metropolitan Transportation Plan (MTP) identifies those paths that separate bicycle traffic from higher-speed automobile traffic. **This project is to construct a shared use path along Ioway Creek from S. 5th Street to 0.5 miles east of S. Duff Ave, as shown in the attachment.**

On September 20, 2022, bids for the project were received as follows:

<b>Bidder</b>	<b>Bid Amount</b>	<b>DBE %</b>
Engineer's Estimate	\$918,210.35	3%
<b>ConStruct, Inc.</b>	<b>\$979,078.42</b>	<b>1.04%</b>
Jasper Construction Services, Inc.	\$1,157,505.20	3.00%
Howrey Construction, Inc.	\$1,210,557.75	3.02%

**On September 27, 2022, City Council accepted the report of bids for this project.** Due to the ongoing DOT Good Faith Effort review of the low bidder's Disadvantaged Business Enterprise (DBE) goal, staff requested that the City Council delay the award of bids to provide time for a final DOT decision to be made. **The DOT has formally considered the low bidder non-responsive due to not meeting the DBE goal.**

The table below shows the revenues and updated expenses for this project reflecting the lowest responsive bid, which is Jasper Construction Services:

	<b>Revenues</b>	<b>Expenses</b>
Local Option Sales Tax	\$521,800	
AAMPO TAP Funds (80% of Construction, up to \$560k)	\$560,000	
Local Option Sales Tax (Savings from 2020/21 SUP - Vet Med Trail)	\$100,000	
Construction (Lowest Responsive Bidder)		\$1,157,505.20
Engineering and Administration (Estimated)		\$175,000.00
	\$1,181,800	\$1,332,505.20

**The estimate of expenses exceeds the available revenue by over \$150,000. In reviewing the bids, staff believes that making some plan modifications and rebidding the project is the appropriate path forward.**

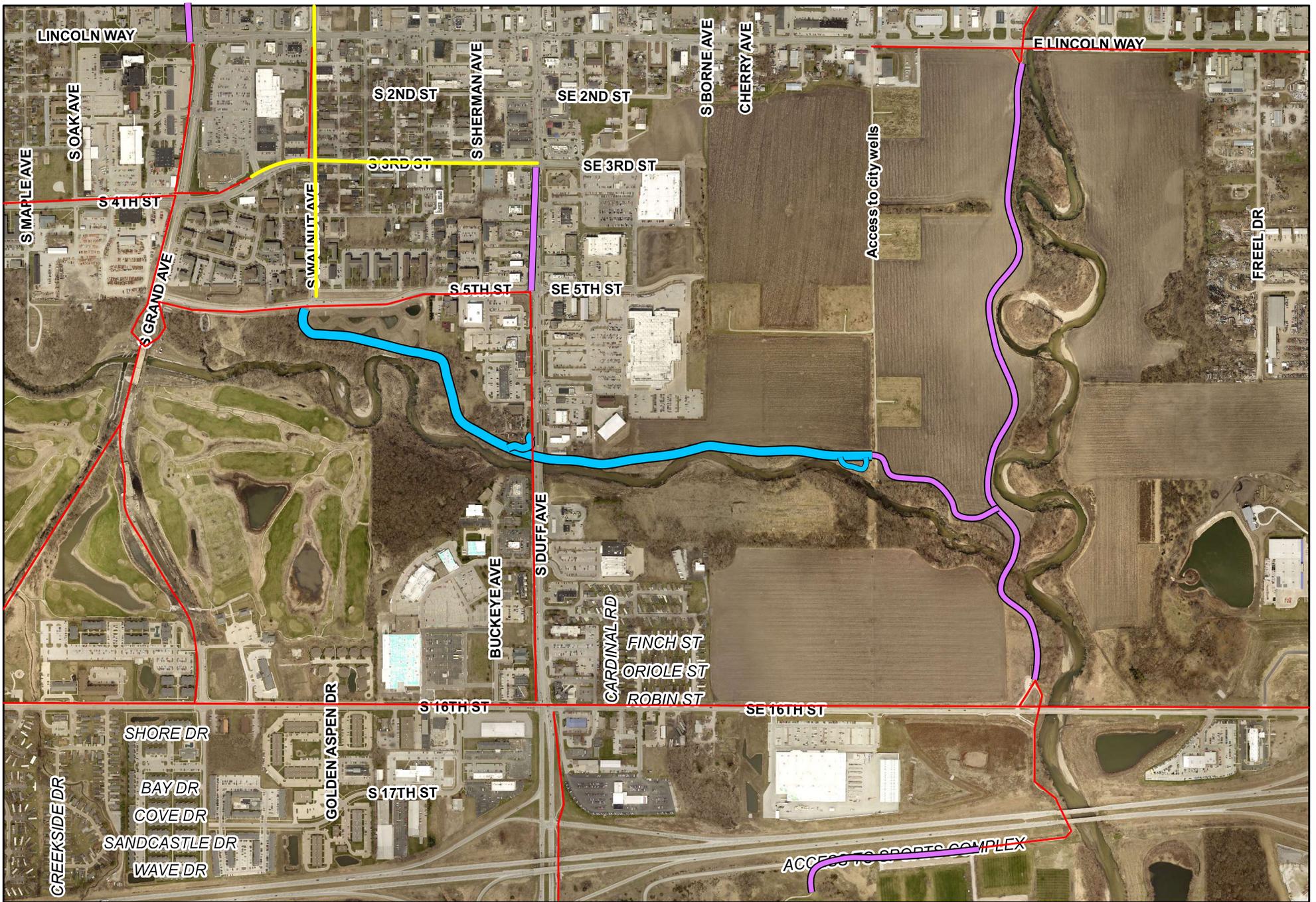
**ALTERNATIVES:**

1. a. Approve the final plans and specifications for this project.  
b. Reject the 2021/22 Shared Use Path System Expansion – loway Creek bids.  
c. Direct staff to re-bid the project through a future Iowa DOT bid letting.
2. a. Approve the final plans and specifications for this project.  
b. Award the project to Jasper Construction Services, Inc. of Newton, IA in the amount of \$1,157,505.20.  
c. Direct staff to find additional funding to cover the revenue shortfall.
3. Do not proceed with the project.

**MANAGER'S RECOMMENDED ACTION:**

Given the discrepancy between the non-responsive bid and the lowest responsive bid, staff believes rebidding the project will result in the lowest construction prices.

Therefore, it is the recommendation of the City Manager that the City Council adopt Alternative No. 1, as described above.



2021/22 Shared Use Path (loway Creek)

- Project Location
- Future Shared Use Path Connections
- Existing Off-Street Bike Facility
- Existing On-Street Bike Facility



1 inch = 1,000 feet