



Memorandum

To: Story County Board of Supervisors

Through: Michael D. Cox, Director *u*

From: Ryan M. Wiemold, Parks Superintendent

Date: March 10, 2020

Re: Consideration of Contract with Howrey Construction for the Tedesco Environmental Learning Corridor, Phase 3 Construction, for \$1,021,881.75.

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The attached contract with Howrey Construction is for construction of Phase #3 of the Tedesco Environmental Learning Corridor. Howrey was the low responsive, responsible bidder out of six companies which submitted bids.

Story County Conservation Board recommends approval of the contract with Howrey Construction for \$1,021,881.75 for the trail paving project. This bid amount was under the engineers estimate and within the budgeted amount available for the project.

Story County Conservation Board recommends your approval.

\_\_\_\_\_  
Approval

\_\_\_\_\_  
Disapproval

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

**SECTION 00 5200  
CONTRACT**

THIS CONTRACT, made and entered into at Story County, Iowa this 10th day of March, 2020, by and between Story County Conservation by its Board Chair, upon order of its Board, hereinafter called the "Jurisdiction," and Howrey Construction, Inc. hereinafter called the "Contractor."

WITNESSETH:

The Contractor hereby agrees to complete the work comprising the below referenced improvement as specified in the contract documents, which are officially on file with the Jurisdiction, in the office of the Shive-Hattery, Inc. This contract includes all contract documents. The work under this contract shall be constructed in accordance with the SUDAS Standard Specifications, 2020 Edition as modified by the supplemental specifications and special provisions included in said contract documents, and the Contract Attachment - Item 1: General, which is attached hereto. The Contractor further agrees to complete the work in strict accordance with said contract documents, and to guarantee the work as required by law, for the time required in said contract documents, after its acceptance by the Jurisdiction.

This contract is awarded and executed for completion of the work specified in the contract documents for the bid prices shown on the Contract Attachment - Item 2: Bid Items, Quantities, and Prices, which were proposed by the Contractor in its proposal submitted in accordance with the Notice to Bidders and Notice of Public Hearing for the following described improvements:

Story County Conservation  
Tedesco Environmental Learning Corridor  
Bid Package #3 --Trail Extension  
Project No. 4162590

This project includes the tree clearing, topsoiling, grading, and PCC trail paving for a 2.5 mile trail extension to R38.

The tree clearing work must commence immediately and be complete by March 31, 2020.  
The remaining work must commence within 60 days of the Notice to Proceed. Work must be substantially complete by September 30, 2020.

The Contractor agrees to perform said work for and in consideration of the Jurisdiction's payment of the bid amount of One Million, Twenty-One Thousand, Eight Hundred Eighty-One Dollars and 75/100 (\$1,021,881.75) which amount shall constitute the required amount of the performance and payment bond. The Contractor hereby agrees to commence work under this contract on or before a date to be specified in a written notice to proceed by the Jurisdiction and to substantially complete the project by September 30, 2020.

**Story County Conservation  
Tedesco Environmental Learning  
Corridor  
BP #3 --Trail Extension  
Project # 4162590**

**Issued for Construction  
02-11-2020**

**CONTRACT**

**00 5200-1**

Story County Conservation  
Tedesco Environmental Learning Corridor  
BP #3 -Trail Extension  
Project # 4162590

IN WITNESS WHEREOF, the Parties hereto have executed this instrument, in triplicate on the date first shown written.

Story County Board of Supervisors

CONTRACTOR – Howrey Construction, Inc.

By \_\_\_\_\_

Howrey Construction, Inc.  
Contractor

ATTEST:  
  
\_\_\_\_\_

By  \_\_\_\_\_  
Signature

PRESIDENT  
Title

316 AUSTIN STREET  
Street Address

ROCKWELL CITY IA 50579  
City, State, Zip Code

712 - 297 - 8182  
Telephone

CONTRACTOR PUBLIC REGISTRATION INFORMATION To Be Provided By:

1. All Contractors: The Contractor shall enter its Public Registration Number CO911 - 95 issued by the Iowa Commissioner of Labor pursuant to Section 91C.5 of the Iowa Code.
2. Out-of-State Contractors:
  - A. Pursuant to Section 91C.7 of the Iowa Code, an out-of-state contractor, before commencing a contract in excess of five thousand dollars in value in Iowa, shall file a bond with the division of labor services of the department of workforce development. It is the contractor's responsibility to comply with said Section 91C.7 before commencing this work.
  - B. Prior to entering into contract, the designated low bidder, if it is a corporation organized under the laws of a state other than Iowa, shall file with the Engineer a certificate from the Secretary of the State of Iowa showing that it has complied with all the provisions of Chapter 490 of the Iowa Code, or as amended, governing foreign corporations.

NOTE: All signatures on this contract must be original signatures in ink; copies, facsimile, or electronic signatures will not be accepted.

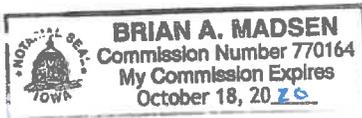
CONTRACT  
00 5200-2

Issued for Construction  
02-11-2020

CORPORATE ACKNOWLEDGMENT

State of Iowa )  
 ) SS  
Polk County )

On this 5 day of March, 2020, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared LUAS HOWREY and \_\_\_\_\_, to me known, who, being by me duly sworn, did say that they are the PRESIDENT, and \_\_\_\_\_, respectively, of the corporation executing the foregoing instrument; that (no seal has been procured by) (the seal affixed thereto is the seal of) the corporation; that said instrument was signed (and sealed) on behalf of the corporation by authority of this Board of Directors; that LUAS HOWREY and \_\_\_\_\_ acknowledged the execution of the instrument to be the voluntary act and deed of the corporation, by it and by them voluntarily executed.



Brian A. Madsen  
Notary Public in and for the State of Iowa  
My commission expires October 18, 2020

PARTNERSHIP ACKNOWLEDGMENT

State of \_\_\_\_\_ )  
 ) SS  
\_\_\_\_\_ County )

On this \_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_, before me, the undersigned, a Notary Public in and for the State of \_\_\_\_\_, personally appeared \_\_\_\_\_ to me personally known, who being by me duly sworn, did say that the person is one of the partners of \_\_\_\_\_, a partnership, and that the instrument was signed on behalf of the partnership by authority of the partners and the partner acknowledged the execution of the instrument to be the voluntary act and deed of the partnership by it and by the partner voluntarily executed.

\_\_\_\_\_  
Notary Public in and for the State of \_\_\_\_\_  
My commission expires \_\_\_\_\_, 20 \_\_\_\_



**Story County Conservation  
 Tedesco Environmental Learning Corridor  
 BP #3 –Trail Extension  
 Project # 4162590**

**CONTRACT ATTACHMENT: ITEM 1 – GENERAL**

**Item 1 – Insured Endorsements**

Add Story County Conservation, ISU, and Shive-Hattery, Inc. as additional insured endorsements as specified in Division 1, Section 1070.

**Item 2 – Sales Tax**

Story County Conservation will issue special exemption certificates to contractors and subcontractors allowing the purchase, or withdrawal from inventory, of materials for the contract free from sales tax pursuant to Iowa Code Sections 423.3(80)(b)(d) and 423.45.

**CONTRACT ATTACHMENT: ITEM 2 – BID ITEMS**

This contract is awarded and executed for completion of the work specified in the contract documents for the bid prices tabulated below as proposed by the Contractor in its proposal submitted in accordance with notice to bidders and notice of public hearing. All quantities are subject to revision by the Jurisdiction. Quantity changes that amount to 20% or less of the amount bid shall not affect the unit bid price.

**STORY COUNTY CONSERVATION  
 TEDESCO ENVIRONMENTAL LEARNING CORRIDOR  
 BID PACKAGE #3 –TRAIL EXTENSION**

<i>ITEM</i>	<i>ITEM CODE</i>	<i>ITEM DESCRIPTION</i>	<i>UNIT</i>	<i>BID QTY</i>	<i>UNIT PRICE</i>	<i>EXTENDED PRICE</i>
1	2010-108-C-0	CLEARING AND GRUBBING	LS	1	\$ 25,630.00	\$ 25,630.00
2	2010-108-D-1	TOPSOIL, ON-SITE	CY	6,100	\$ 6.25	\$ 38,125.00
3	2010-108-E-0	EXCAVATION, CLASS 10	CY	1,050	\$ 10.25	\$ 10,762.50
4	SPECIAL	EMBANKMENT-IN-PLACE, CONTRACTOR FURNISH	CY	5,550	\$ 10.25	\$ 56,887.50
5	2010-108-G-0	SUBGRADE PREPARATION	SY	20,155	\$ 2.50	\$ 50,387.50
6	4020-108-A-1	STORM SEWER, TRENCHED, HDPE NON-PERFORATED, 8"	LF	45	\$ 53.00	\$ 2,385.00
7	4020-108-A-1	STORM SEWER, TRENCHED, HDPE NON-PERFORATED, 10"	LF	12	\$ 53.00	\$ 636.00
8	4030-108-A-1	PIPE CULVERT, TRENCHED, CMP, 12"	LF	80	\$ 40.00	\$ 3,200.00
9	4030-108-A-1	PIPE CULVERT, TRENCHED, CMP, 24"	LF	36	\$ 42.00	\$ 1,512.00
10	4030-108-A-1	PIPE CULVERT, TRENCHED, RCP, 15"	LF	220	\$ 97.00	\$ 21,340.00

**Story County Conservation  
Tedesco Environmental Learning Corridor  
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11	4030-108-A-1	PIPE CULVERT, TRENCHED, RCP, 18"	LF	144	\$ 89.00	\$ 12,816.00
12	4030-108-A-1	PIPE CULVERT, TRENCHED, RCP, 30"	LF	48	\$ 100.00	\$ 4,800.00
13	4030-108-B-0	PIPE APRON, RCP, 15"	EA	20	\$ 1,324.00	\$ 26,480.00
14	4030-108-B-0	PIPE APRON, RCP, 18"	EA	12	\$ 1,170.00	\$ 14,040.00
15	4030-108-B-0	PIPE APRON, RCP, 30"	EA	4	\$ 1,625.00	\$ 6,500.00
16	SPECIAL	PRECAST CONCRETE BOX CULVERT, 6 FT. X 4 FT.	LF	36	\$ 705.00	\$ 25,380.00
17	SPECIAL	PRECAST CONCRETE BOX CULVERT STRAIGHT END SECTION, 6 FT. X 4 FT.	EA	2	\$ 6,258.00	\$ 12,516.00
18	SPECIAL	TILE INTAKE STRUCTURE, 6"	EA	2	\$ 500.00	\$ 1,000.00
19	SPECIAL	TILE INTAKE STRUCTURE, 12"	EA	2	\$ 500.00	\$ 1,000.00
20	SPECIAL	CONNECTION TO EXISTING TILE	EA	2	\$ 500.00	\$ 1,000.00
21	7010-108-A-0	PAVEMENT, PCC, 9"	SY	600	\$ 88.50	\$ 53,100.00
22	7030-108-C-0	SHARED USE PATH, PCC, 6"	SY	13,865	\$ 31.50	\$ 436,747.50
23	7030-108-G-0	DETECTABLE WARNING	SF	160	\$ 47.50	\$ 7,600.00
24	7030-108-H-2	DRIVEWAY, GRANULAR	TON	215	\$ 40.00	\$ 8,600.00
25	8030-108-A-0	TEMPORARY TRAFFIC CONTROL	LS	1	\$ 7,250.00	\$ 7,250.00
26	SPECIAL	TYPE A SIGN, SHEET ALUMINUM	SF	145.75	\$ 15.00	\$ 2,186.25
27	SPECIAL	PERFORATED SQUARE STEEL TUBE POST	LF	243.5	\$ 21.00	\$ 5,113.50
28	SPECIAL	BREAKAWAY ANCHOR FOR PERFORATED SQUARE STEEL TUBE POST	EA	17	\$ 105.00	\$ 1,785.00
29	SPECIAL	RELOCATION OF SIGN ASSEMBLY	EA	2	\$ 315.00	\$ 630.00
30	SPECIAL	PAINTED PAVEMENT MARKING, WATERBORNE OR SOLVENT-BASED	STA	1.86	\$ 1,575.00	\$ 2,929.50

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31	SPECIAL	PAINTED SYMBOL AND LEGENDS, WATERBORNE OR SOLVENT-BASED	EA	4	\$ 315.00	\$ 1,260.00
32	SPECIAL	DELINEATOR POST	EA	7	\$ 157.50	\$ 1,102.50
33	9040-108-A-2	SWPPP MANAGEMENT	LS	1	\$ 3,680.00	\$ 3,680.00
34	9040-108-E-0	TEMPORARY ROLLED EROSION CONTROL PRODUCT, TYPE 2C	SY	1,000	\$ 0.75	\$ 750.00
35	9040-108-F-1	WATTLE, STRAW, 6" DIAMETER	LF	4,500	\$ 2.00	\$ 9,000.00
36	9040-108-J-0	RIP RAP, CLASS 'E'	TON	139	\$ 55.00	\$ 7,645.00
37	9040-108-J-0	RIP RAP, EROSION STONE	TON	72	\$ 35.00	\$ 2,520.00
38	9040-108-N-1	SILT FENCE	LF	8,000	\$ 1.75	\$ 14,000.00
39	9040-108-Q-2	EROSION CONTROL MULCHING, HYDROMULCHING	AC	15.0	\$ 1,550.00	\$ 23,250.00
40	9060-108-E-0	REMOVAL OF FENCE	LS	1	\$ 12,575.00	\$ 12,575.00
41	SPECIAL	GATE ASSEMBLY RELOCATION	LS	1	\$ 2,920.00	\$ 2,920.00
42	SPECIAL	TIED CONCRETE BLOCK MAT	SY	320	\$ 72.00	\$ 23,040.00
43	11,010-108-A	CONSTRUCTION SURVEY	LS	1	\$ 25,000.00	\$ 25,000.00
44	11,020-108-A	MOBILIZATION	LS	1	\$ 47,000.00	\$ 47,000.00
45	SPECIAL	REMOVALS	LS	1	\$ 5,800.00	\$ 5,800.00
<b>TOTAL BASE BID</b>						<b>\$1,021,881.75</b>

TOTAL BASE BID – INCLUDES ALL WORK/MATERIALS AND LABOR:

One Million, Twenty-One Thousand, Eight Hundred Eighty-One Dollars and 75/100 (\$ 1,021,881.75)

**END OF SECTION**

Issued for Construction  
02-11-2020

**CONTRACT  
00 5200-7**