

*Bd WR*

**BILL NO. S-11-06-23**

SPECIAL ORDINANCE NO. S- 123-11

AN ORDINANCE approving CONSTRUCTION CONTRACT: 200 E. BERRY ST. PARKING LOT RECONSTRUCTION AND IMPROVEMENTS - RES. #2400-2011, W.O. #75624 between WAYNE ASPHALT CONSTRUCTION CO. INC. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works.

**NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:**

**SECTION 1.** That the CONSTRUCTION CONTRACT: 200 E. BERRY ST. PARKING LOT RECONSTRUCTION AND IMPROVEMENTS - RES. #2400-2011, W.O. #75624 by and between WAYNE ASPHALT CONSTRUCTION CO. INC. and the City of Fort Wayne, Indiana, in connection with the Board of Public Works, is hereby ratified, and affirmed and approved in all respects, respectfully for:

All labor, insurance, material, equipment, tools, power, transportation, miscellaneous equipment, etc., necessary for 200 E. Berry St. Parking Lot Reconstruction and Improvements: project includes the installation of pervious concrete parking areas, asphalt overlay, installation of underdrains, and installation of conduit and lighting:

involving a total cost of THREE HUNDRED NINE THOUSAND, NINE HUNDRED TWENTY-ONE AND 60/100 DOLLARS - (\$309,921.60). A copy said Contract is on file with the Office of the City Clerk and made available for public inspection, according to law.

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**SECTION 2.** That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

  
Council Member

APPROVED AS TO FORM AND LEGALITY

  
Carol Helton, City Attorney

Read the first time in full and on motion by Harper and duly adopted, read the second time by title and referred to the Committee on Public Works (and the City Planning Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 2011, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.E.S.T.

DATED: 6-28-11

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK  
Pape

Read the third time in full and on motion by \_\_\_\_\_ PASSED \_\_\_\_\_ and duly adopted, placed on its passage. by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
<u>TOTAL VOTES</u>	<u>6</u>	<u>2</u>	_____	<u>1</u>
<u>BENDER</u>	<u>✓</u>	_____	_____	_____
<u>BROWN</u>	_____	<u>✓</u>	_____	_____
<u>DIDIER</u>	<u>✓</u>	_____	_____	_____
<u>GOLDNER</u>	<u>✓</u>	_____	_____	_____
<u>HARPER</u>	_____	<u>✓</u>	_____	_____
<u>HINES</u>	_____	_____	_____	<u>✓</u>
<u>PAPE</u>	<u>✓</u>	_____	_____	_____
<u>SHOAFF</u>	<u>✓</u>	_____	_____	_____
<u>SMITH</u>	<u>✓</u>	_____	_____	_____

DATED: 7-12-11

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING) ORDINANCE (RESOLUTION) NO. S-123-11 on the 12th day of July, 2011

ATTEST:  
Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

SEAL  
Matthew Henry  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 13th day of July, 2011, at the hour of 11:30 o'clock A. M.E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 14th day of July, 2011, at the hour of 11:00 o'clock A. M.E.S.T.


Thomas C. Henry  
THOMAS C. HENRY, MAYOR

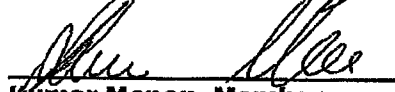
**AWARD: Resolution #2400-2011, 200 E. Berry Street Parking Lot Reconstruction & Improvements to Wayne Asphalt in the amount of \$309,921.60.**

**CITY OF FORT WAYNE  
BOARD OF PUBLIC WORKS**

**Date: June 22, 2011**

  
Regina A. Kostoff, Chair

  
John Suarez, Member

  
Kumar Menon, Member

ATTEST:   
Victoria Guerrero, Clerk

# Interoffice Memo

Date: June 22, 2011  
To: Common Council Members  
From: Michael Kiester, Manager, City Utilities Engineering/ESS  
RE: 200 E. Berry St. Parking Lot Reconstruction and Improvements  
Res. #2400-2011, W.O. #75624

*Michael Kiester*  
6-23-11

The contractor shall furnish all labor, insurance, equipment, materials and power for the completion of the project: 200 E. Berry St. Parking Lot Reconstruction and Improvements as follows:

**Project includes the installation of pervious concrete parking areas, asphalt overlay, installation of underdrains, and installation of conduit and lighting.**

Implications of not being approved: As part of the City-County office move to 200 E. Berry Street, the parking lot on Berry Street was always intended to be renovated. Earlier this year, City Utilities completed a draft of the Downtown Stormwater / Sewer Masterplan, which identified an opportunity at the Citizens Square site to reduce stormwater entering into the combined sewer system and helping reduce overflows to the St. Mary's River. The solution included the installation of pervious concrete in approximately one-half of the parking lot, in addition to a rain garden area, which accommodates runoff from another portion of the parking lot. Without approval of this project, the City will still need to renovate the parking lot and will need to identify other locations to reduce stormwater flows into the combined sewer system.

If Prior Approval is being Requested, Justify: N/A

This project was advertised to contractors on May 27, 2011, June 3, 2011 in the Journal Gazette and the News Sentinel and June 1, 2011 in Frost Illustrated, Inc.

The contract for Resolution # 2400-2011 awarded to Wayne Asphalt Construction Co. Inc. for \$309,921.60 was the lowest most responsive bidder of 3 bidders and 13% below the Engineer's estimate of \$355,796.60. The second lowest bidder was \$8,237.70 above Wayne Asphalt Construction Co. Inc.'s bid.

The cost of said project funded by: Sanitary Revenue/TIFF.

Council Introduction Date: June 28, 2011

CC: BOW  
Matthew Wirtz  
Diane Brown  
Construction Manager  
Chrono  
File