

**WOODBURY COUNTY BOARD OF SUPERVISORS AGENDA ITEM(S) REQUEST FORM**

Date: 4/21/2021 Weekly Agenda Date: 4/27/2021

**ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN:** Mark J. Nahra, County Engineer

**WORDING FOR AGENDA ITEM:**

Approve contract for Embankment Repair and Debris Cleanup in the Wolf Creek Drainage District - Board to meet as Trustees

**ACTION REQUIRED:**

Approve Ordinance                       Approve Resolution                       Approve Motion   
Public Hearing                       Other: Informational                       Attachments

**EXECUTIVE SUMMARY:**

The Wolf Creek Drainage district suffered damage to its facilities during the March 2019 flood event. FEMA awarded funds to repair the damage. Contracts have been returned for Board approval.

**BACKGROUND:**

The Board of Supervisors acts as trustees for the Wolf Creek Drainage District. This project was developed to repair damage to the drainage district dikes and clean up debris deposited within the channel. The contracts are being presented for approval. No public hearing was required since the estimate cost to the drainage district is below the state code threshold value.

**FINANCIAL IMPACT:**

The project will be paid for with 75% FEMA funds, 10% IHSEMD funds, and 15% local drainage tax levies .

**IF THERE IS A CONTRACT INVOLVED IN THE AGENDA ITEM, HAS THE CONTRACT BEEN SUBMITTED AT LEAST ONE WEEK PRIOR AND ANSWERED WITH A REVIEW BY THE COUNTY ATTORNEY'S OFFICE?**

Yes                       No

**RECOMMENDATION:**

I recommend that the Board approve the contract for Wolf Creek Drainage District repairs.

**ACTION REQUIRED / PROPOSED MOTION:**

1) Motion to approve the contract for Wolf Creek Drainage District Repairs with Johnston Excavation for \$168,148.00.



**WOODBURY COUNTY, IOWA  
CONTRACT**

Kind of Work Erosion Repairs  
Project No. Wolf Creek Drainage District Repairs County Woodbury

THIS AGREEMENT made and entered by and between Woodbury County, Iowa, by its Board of Supervisors consisting of the following members: Rocky De Witt, Mathew Ung, Keith Radig, Justin Wright and Mark Monson Contracting Authority, and Johnston Excavating, Sloan, IA, Contractor.

WITNESSETH: That the Contractor, for and in consideration of \_\_\_\_\_  
One Hundred Sixty Eight Thousand One Hundred Forty Eight and 00/100 \_\_\_\_\_ (\$168,148.00)  
payable as set forth in the specifications constituting a part of this contract, hereby agrees to construct in accordance with the plans and specifications therefore, and in the locations designated in the notice to bidders, the various items of work as follows:

Item No.	Item	Quantity	Unit Price	Amount
Project: Wolf Creek Drainage District Repairs				
1.	Embankment-In-Place	3,432 C.Y.	\$19.75	\$ 67,782.00
2.	Removal of Debris	541 Ton	13.00	7,033.00
3.	Excavation Class 10 Channel	2205 C.Y.	14.00	30,870.00
4.	Revetment, Class E	1020 Ton	49.85	50,847.00
5.	Mobilization	1 L.S.	6,000.00	6,000.00
6.	Stabilizing Crop Seeding and Fertilizing	3.12 Acre	1,800.00	5,616.00
<b>TOTAL BID</b>				<b>\$168,148.00</b>

Said specifications and plans are hereby made part of and the basis of this agreement and a true copy of said plans and specifications are now on file in the office of the County Engineer under the date of March 15, 2021

That in consideration of the foregoing, the Contracting Authority hereby agrees to pay the Contractor, promptly and according to the requirements of the specifications the amounts set forth, subject to the conditions as set forth in the specifications.

That it is mutually understood and agreed by the parties hereto that the notice to bidders, the proposal, the specifications for Project No. Wolf Creek Drainage District Repairs in Woodbury County, Iowa, the within contract, the contractor's bond, and the general and detailed plans are and constitute the basis of contract between the parties hereto.

That it is further understood and agreed by the parties of this contract that the above work shall be commenced and completed on or before:

Approximate Starting Date	Specified Starting Date	Late Start Date	Number of Working Days
		June 14, 2021	45

That time is the essence of this contract and that said contract contains all of the terms and conditions agreed upon by the parties hereto.

It is further understood that the Contractor consents to the jurisdiction of the courts of Iowa to hear, determine, and render judgment as to any controversy arising hereunder.

IN WITNESS WHEREOF the parties hereto have set their hands for the purposes herein expressed to this and three other instruments of like tenor, as the 18<sup>th</sup> day of APRIL, 20 21

Approved: \_\_\_\_\_  
By [Signature]  
Contractor: Johnston Excavating  
Date 4/18/21

By \_\_\_\_\_  
Contracting Authority: Woodbury County Board Chairperson  
Date \_\_\_\_\_