

 <p style="text-align: center;"><b>Council Communication</b> Office of the City Manager</p>	<b>Date</b>	October 26, 2009
	<b>Agenda Item No.</b> <b>8</b> <b>Roll Call No.</b> <b><u>09-</u></b> <b>Communication No.</b> <b><u>09-744</u></b> <b>Submitted by:</b> <b>Jeb E. Brewer, P.E.</b> <b>City Engineer and</b> <b>Donald M. Tripp,</b> <b>Park and Recreation Director</b>	

**AGENDA HEADING:**

Approving Change Order No. 2 with Elder Corporation for additional work on the Cownie Soccer Fields Improvements – Phase 3 for a total not to exceed \$90,420.

**SYNOPSIS:**

Recommend Council approval of Change Order No. 2 in an amount not to exceed \$90,420 with Elder Corporation, Jared R. Elder II, President, 5088 E. University Avenue, Pleasant Hill, Iowa, 50327, for additional work on the Cownie Soccer Fields Improvements – Phase 3.

**FISCAL IMPACT:**

Amount: \$90,420

Funding Source: 2009-10 CIP, Page Park Improvements-25, Soccer Complex, PKS159, G.O. Bonds, with the potential for reimbursement from insurance.

**ADDITIONAL INFORMATION:**

On October 7, 2009, a large number of horses escaped from a neighboring property and extensively damaged fields 8 and 10 at the recently renovated Cownie Soccer Complex. The horses damaged the newly laid sod and created deep depressions throughout the fields. In order to repair the damage, the new sod must be removed, the fields regraded, and new sod installed. It is important that this work proceed quickly so that the fields will be available for soccer games next year. This work is weather dependent and delays in moving forward could result in a loss of the fields for next year. The Legal Department is pursuing action against the responsible parties and their insurance carriers to recover the cost of repairing the damaged fields.

**PREVIOUS COUNCIL ACTION(S):**

Date: September 14, 2009

Roll Call Number: 09-1621

Action: Approving Change Order No. 1 with Elder Corporation for additional work on the Cownie Soccer Fields Improvements - Phase 3, not to exceed \$71,720. (Council Communication No. 09-645) Moved by Vlassis to adopt. Motion Carried 7-0.

Date: June 8, 2009

Roll Call Number: 09-1042

Action: On Cownie Soccer Fields Improvements – Phase 3: Resolution approving plans, specifications, form of contract documents, engineer’s estimate and designating lowest responsible bidder as Elder Corporation, (Jared R. Elder II, President), \$709,999.99. (Council Communication No. 09-366) Moved by Meyer to adopt. Motion Carried 7-0.

**BOARD/COMMISSION ACTION(S): NONE**

**ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:**

Normal Council actions on construction contracts.

For more information on this and other agenda items, please call the City Clerk’s Office at 515-283-4209 or visit the Clerk’s Office on the second floor of City Hall, 400 Robert D. Ray Drive. Council agendas are available to the public at the City Clerk’s Office on Thursday afternoon preceding Monday’s Council meeting. Citizens can also request to receive meeting notices and agendas by email by calling the Clerk’s Office or sending their request via email to [cityclerk@dmgov.org](mailto:cityclerk@dmgov.org).