

 <p style="text-align: center;"><b>Council</b> <b>Communication</b> Office of the City Manager</p>	<b>Date:</b> November 18, 2013
	<b>Agenda Item No.</b> 9 <b>Roll Call No.</b> [ _____ ] <b>Communication No.</b> <u>13-555</u> <b>Submitted by:</b> <b>Jeb E. Brewer, P.E.,</b> <b>City Engineer</b>

**AGENDA HEADING:**

Approving Change Order No. 12 with Elder Corporation for additional work on the Des Moines River Regional Trail - Phase 1, in an amount not to exceed \$60,424.

**SYNOPSIS:**

Recommend approval of Change Order No. 12 in an amount not to exceed \$60,424 with Elder Corporation, Jared R. Elder II, President, 5088 E University Avenue, Des Moines, IA 50327 for additional work on the Des Moines River Regional Trail – Phase 1.

**FISCAL IMPACT:**

Amount: \$60,424

Funding Source: 2013-2014 CIP, Page Parks-11, Multi-Use Trails, PK045, being: \$426,526 maximum in Federal funds from Iowa Clean Air Attainment Program (ICAAP) for 80% eligible construction costs under IDOT Project No. STP-A-1945(773)--86-77; \$73,474 in Iowa Department of Transportation (IDOT) State Recreational Trails funding, Agreement 2010-SRT-004; \$300,000 Iowa DNR REAP Grant, Agreement 08-R4-QV; \$163,400 from 165 individual, business and foundation pledges; \$25,000 Polk County Community Development Grant award; and the remaining funding from PK045, G.O. Bonds.

**ADDITIONAL INFORMATION:**

The Des Moines River Regional Trail – Phase 1 was awarded on February 13, 2012 in an amount of \$1,364,999.99 to Elder Corporation. The improvement includes construction of a hot mix asphalt recreational trail from Scott Street to the James W. Cownie Baseball Park, along the south side of the Des Moines River. The estimated construction cost was \$1,800,000. The low bid was \$435,000 under the budget estimate.

The trail is located on the DM-3 levee for most of its length between SE 1<sup>st</sup> Street and a point 1,500 feet east of SE 14<sup>th</sup> Street. AECOM Technical Services, Inc. was approved on February 13, 2012 to provide professional services to evaluate incorporating an increase in the height of the DM-3 levee system as part of the trail construction. Although an increase in the height of the levee for the entire trail length was not feasible at this time, the height of the levee was increased at the Jackson Avenue Basin Pump Station.

Grade elevation differences between the newly paved recreation trail and the levee at the Jackson Avenue Basin Pump Station and Gatewell structures require a cast-in-place retaining wall be constructed. The retaining wall has been designed to accommodate an increase in the height of the levee at a future time and has received approval by the US Army Corps of Engineers.

**PREVIOUS COUNCIL ACTION(S):**

Date: August 13, 2012

Roll Call Number: [12-1232](#)

Action: [Approving](#) Change Order No. 3 with Elder Corporation for a reduced thickness pavement section on top of the levee for the Des Moines River Regional Trail – Phase 1, for a reduction of \$34,152. ([Council Communication No. 12-419](#)) Moved by Hensley to adopt. Motion Carried 7-0.

Date: February 13, 2012

Roll Call Number: [12-0243](#) and [12-0244](#)

Action: [On](#) Des Moines River Regional Trail – Phase 1: Resolution approving plans, specifications, form of contract documents, engineer’s estimate, receive and file bids, and designating lowest responsible bidder as Elder Corporation (Jared R. Elder II, President), \$1,364,999.99. ([Council Communication No. 12-073](#)) Moved by Meyer to adopt. Motion Carried 7-0.

(A) [Approving](#) contract and bond and permission to sublet. Moved by Meyer to adopt. Motion Carried 7-0.

Date: February 13, 2012

Roll Call Number: [12-0166](#)

Action: [AECOM](#) Technical Services, Inc. (Steven J. Eaton, Principal-in-Charge) for design services for the Des Moines River DM-3 Levee Raise, not to exceed \$216,000. ([Council Communication No. 12-070](#)) Moved by Hensley to adopt. Motion Carried 7-0.

Date: June 27, 2011

Roll Call Number: [11-1160](#)

Action: [IDOT](#) Agreement for construction of the Des Moines River Regional Trail – Phase 1. ([Council Communication No. 11-411](#)) Moved by Hensley to adopt. Motion Carried 7-0.

Date: June 27, 2011

Roll Call Number: [11-1074](#)

Action: [Approving](#) Supplemental Agreement No. 1 to Des Moines River Regional Trail – Phase 1 Professional Services Agreement with AECOM, Inc. to provide additional design services, not to exceed \$56,100. ([Council Communication No. 11-409](#)) Moved by Hensley to adopt. Motion Carried 7-0.

Date: April 12, 2010

<http://www.dmgov.org/Government/CityCouncil/Communications//07-680.pdf>

Roll Call Number: [10-531](#)

Action: [Submission](#) of \$750,750 grant application to River Enhancement Community Attraction and Tourism (RECAT) Program for development of Des Moines River Trail, Phase 1. ([Council Communication No. 10-179](#)) Moved by Coleman to adopt. Motion Carried 7-0.

Date: January 11, 2010

Roll Call Number: [10-044](#)

Action: [Acceptance](#) of \$73,474 Iowa Department of Transportation State Recreational Trail Grant (DOT SRT) for The Des Moines River Trail, Phase 1. ([Council Communication No. 10-015](#)) Moved by Hensley to adopt. Motion Carried 7-0.

Date: January 11, 2010

Roll Call Number: [10-043](#)

Action: [Acceptance](#) of \$300,000 Iowa Department of Natural Resources (DNR) Resource Enhancement and Protection (REAP) Grant for The Des Moines River Trail, Phase 1. ([Council Communication No. 10-014](#)) Moved by Hensley to adopt. Motion Carried 7-0.

Date: May 18, 2009

Roll Call Number: [09-822](#)

Action: Approving Professional Services Agreements for the following:

- (A) [AECOM](#), Inc. in conjunction with the Des Moines River Regional Trail – Phase 1, not to exceed \$202,000. ([Council Communication No. 09-330](#)) Moved by Kiernan to adopt. Motion Carried 6-1. Absent: Cownie.

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

**ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:**

Partial payments to the contractor and final acceptance of work.

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