

Agenda Item Number

DATE January 22, 2007

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR WESTCHESTER PARK IMPROVEMENTS - PHASE 3, ELDER CORPORATION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the attached report of the Jurisdictional Engineer, showing the cost of the construction of the Westchester Park Improvements - Phase 3, 11-2006-013, in accordance with the contract approved between Elder Corporation, Jared R. Elder II, President, 5088 E. University Avenue, Des Moines, IA 50327, under Roll Call No. 06-851, of April 24, 2006, and the City of Des Moines, and recommending the acceptance thereof, be and the same is hereby approved, and accepted, and

BE IT FURTHER RESOLVED: That \$232,854.56 is the total cost, of which \$215,494.45 has been paid the Contractor, and \$5,717.38 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$11,642.73 is to be paid at the end of thirty days, provided no claims or liens have been filed against said contract. In the event that at the end of said thirty (30) day period, claims are on file as herein provided, the City of Des Moines shall continue to retain from said unpaid funds, a sum not less than double the total amount of all claims on file, or the full Chapter 573 Code of Iowa retainage amount, whichever is lesser.

BE IT FURTHE RESOLVED: That the Engineering Department be and is hereby authorized and directed to notify all persons and firms with outstanding Chapter 573 claims against said project, that the project has been given final acceptance as completed by this City Council, that they have 60 days from such acceptance within which to initiate suit to collect on their claims, and that if suit is not commenced within that time, the City of Des Moines will be required to release the retainage which it is now holding.

BE IT FURTHER RESOLVED: That the Des Moines Finance Director be and is hereby authorized to release said retainage if suit is not filed as above provided.

Moved by	to adopt.
1110104 03	

FORM APPROVED:

Deputy City Attorney

Kathleen Vanderpool

Allen Mc

Allen McKinley
Des Moines Finance Director

In chalias

FUNDS AVAILABLE

Funding Source: 2006-2007 CIP, Page Park-17, Park Redevelopment, PKS100, G. O. Bonds

\star	Roll	Call Number
	Date	January 22, 2007

Agenda Item Num	ber D

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				
MOTION CARRIED			A	PPROVED

hand and affixed my seal the day and year first above written.

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date,

among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my

Mayor

HILLS DR		Р. АЗ	ІЯА <u>Т</u>		₹3				IS IS	43RD
H161 H184 ST TS	THE STATE OF THE S	TWANA DR	20	·	AVE 48	HOOVER HIGH 57 SCHOOL	NORTHWEST HTA4 HT61H	MADISON AVE	FLEN AV	SENIELA PAVE SALTANIAN
				_		15		•	1	HIØS
		DR	ST	DR /		LS			_	LS IG
				Z -	RA	IS		<u> </u>		ONZG
ROJECT	CATION	TWANA	MERCED	VALDEZ	AURORA	LS				23KD
						1S				HIÞG
X	C					IS				HTGG
	Ō					LS				H199

WESTCHESTER PARK IMPROVEMENTS - PHASE 3 ACTIVITY ID: 11-2006-013

PROJECT SUMMARY

Westchester Park Improvements - Ph.3 Activity ID 11-2006-013

On April 24, 2006, under Roll Call No. 06-851, the City Council awarded the contract for the above improvements to Elder Corporation, in the amount of \$228,527.99 to install a new shelter, space net climber and restroom enclosure at Westchester Park.

Tabulated below is a history of project change orders.

Change Order No.	Description	Initiated By	Amount
1	Construct curb, wedges. Additional removals. Dormant seed, mix soil on site, and lower drainage pipe. Adjust contract item amounts to as-built quantities.	Engineering	\$4,326.57
	Original Contract Amount		\$228,527.99
	Total Change Orders		\$4,326.57
	Percent of Change Orders to Original Contract		1.89%
	Final Contract Amount		\$232,854.56

January 22, 2007

CERTIFICATION OF COMPLETION

AGENDA HEADING:

Accepting completed construction and approving final payment for the Westchester Park Improvements - Phase 3, Elder Corporation.

SYNOPSIS:

Approve the Jurisdictional Engineer's Certification of Completion, accept construction of said improvement, and authorize final payment to the contractor.

FISCAL IMPACT:

Amount: \$232,854.56 As-Built Contract Cost

Funding Source: 2006-2007 CIP, Page Park-17, Park Redevelopment, PKS100, G. O.

Bonds

CERTIFICATION OF COMPLETION:

On April 24, 2006, under Roll Call No. 06-851, the City Council awarded a contract to Elder Corporation, Jared R. Elder II, President, 5088 E. University Avenue, Des Moines, IA 50327 for the construction of the following improvement:

Westchester Park Improvements - Phase 3, 11-2006-013

Installation of a shelter, restroom enclosure, 'spacenet' climber, PCC sidewalk, benches, and electrical and plumbing work; all in accordance with the contract documents, including Plan File Nos. 462-11/18 at Westchester Park, 4901 Valdez Drive, Des Moines, Iowa.

I hereby certify that the construction of said Westchester Park Improvements - Phase 3, Activity ID 11-2006-013, has been completed in substantial compliance with the terms of said contract, and I hereby recommend that the work be accepted. The work commenced on May 30, 2006, and was completed on January 10, 2007.



ENGINEERING DEPARTMENT CITY HALL 400 ROBERT D. RAY DRIVE DES MOINES, IOWA 50309 –1891 (515) 283-4920 FAX (515) 283-4112

> ALL-AMERICA CITY 1949, 1976, 1981 2003

I further certify that \$232,854.56 is the total cost of said improvement, of which \$215,494.45 has been paid the Contractor and \$5,717.38 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$11,642.73 is to be paid at the end of thirty days, provided no claims or liens have been filed against said contract. In the event that at the end of said thirty (30) day period, claims are on file as herein provided, the City of Des Moines shall continue to retain from said unpaid funds, a sum not less than double the total amount of all claims on file, or the full Chapter 573 Code of Iowa retainage amount, whichever is lesser. The amount of completed work is shown on the attached Estimate of Construction Completed.

Jeb E. Brewer, P.E.

Des Moines City Engineer

ACTIVITY ID: 11-2006-013

ESTIMATE OF CONSTRUCTION COMPLETED

DEPARTMENT OF ENGINEERING

CITY OF DES MOINES, IA.

FOR WORK DONE FROM 10/26/06 TO 12/11/06 PARTIAL PAYMENT NO. 6 (FINAL)

PROJECT: WESTCHESTER PARK IMPROVEMENTS - PH 3

DATE: 12/11/06

PARTIAL PAYMENT NO. 6 (FINAL)

\$553.55 \$4,508.76 \$690.00 \$587.76 \$176.75 \$10,073.70 \$618.75 \$750.00 \$2,254.10 \$1,907.82 \$30,141.00 \$21,462.19 \$12,731.25 \$8,606.00 \$4,458.53 \$2,604.42 \$15,591.01 \$2,486.40 \$1,119.60 \$11,451.27 \$2,362.50 \$3,440.77 \$2,763.03 \$7,176.91 \$1,157.21 TOTAL AMOUNT \$27.99 \$31.08 \$2,362.50 \$176.75 \$2,763.03 \$751.46 \$690.00 \$21,462.19 \$12,731.25 \$26.00 \$4,458.53 \$587.76 \$1,157.21 \$91.10 \$3,440.77 \$450.82 \$953.91 \$750.00 \$83,181.28 \$30,141.00 \$15,591.01 \$7,176,91 \$10,073.70 \$553.55 \$618.75 \$434.07 UNIT PRICE 2.000 1.000 1.000 1.000 1.000 5.000 1.000 6.000 1.000 1.0001.000 1.000 CONSTRUCTED 1.0001.000 1.000 1.000 1.000 6.000 1.000 1.000 80.000 1.000 1.000 125.700 40.000 331.000 TO DATE AUTHORIZED 1.000 000.1 1.000 1.000 1.000 UNITS 250 130 80 40 9 9 ESTIMATED \$232,735.81 1.000 1.000 1.000 1.000 1.000 130 250 80 40 9 ADJUST CONTRACT ITEM AMOUNTS TO AS-BUILT QUANTITIES EACH EACH EACH EACH EACH EACH EACH EACH EACH TON JOB LINE JOB JOB JOB JOB JOB JOB JOB JOB CY Σ SY TOTAL CONTRACT AMOUNT PLUS CHANGE ORDERS CO1.01 CURB, WEDGES, ADDITIONAL REMOVALS DORMANT SEED ADDITIONAL AREA SIDEWALK & CURB COMBINATION DESCRIPTION RESTROOM ENCLOSURE SLAB SAND, COARSE WASHED FILL ENGINEERED WOOD FIBERS SHELTER SLAB & FOOTINGS GRADING & EARTHWORK RESTROOM ENCLOSURE CO1.04 LOWER DRAINAGE PIPE PROJECT SIGN - SMALL CO1.03 ON-SITE SOIL MIXING CONCRETE REMOVAL TRASH RECEPTACLE CONTRACTOR: ELDER CORP. WATER FOUNTAIN SIDEWALK, 5" PCC FIL TER FABRIC PICNIC TABLE ELECTRICAL **PLANTINGS** PLUMBING SPACENET BENCHES SEEDING SHELTER GRILL CO1.02 LINE NO CO 1 20 21 22 10 16 18 19 Ξ 13 7 15 17 ∞ 6 12 4 9

-	4
-1	١
_	1
~	
-	i
Œ	
ب	
٠.	٠
4	•
_	٠
C)
\simeq	
~	4
r	
F	
Z	
î	Ş
ш	١
$\overline{}$	
6	4
>	4
٠.	4
⋖	4
4	
	į
-	4
4	4
	1
71 <u>T</u>	
α	1
-	ì
_	٠
ρ	4

PROJECT: WESTCHESTER PARK IMPROVEMENTS - PH 3

CONTR	CONTRACTOR: ELDER CORP.					ויטיישוואטו	I FALLED LA LIMENT INO. U (FINAL)
				UNITS			
		!			CONSTRUCTED		
LINE NO.	DESCRIPTION	UNIT	ESTIMATED AUTHORIZED		TO DATE	UNIT PRICE	TOTAL AMOUNT
	PARTIAL PAYMENT NO. 1		\$51,930.09				
	PARTIAL PAYMENT NO. 2		\$107,944.48				
	PARTIAL PAYMENT NO. 3		\$39,753.53				
	PARTIAL PAYMENT NO. 4		\$11,081.34				
	PARTIAL PAYMENT NO. 5		\$4,785.01				
	THIS PARTIAL PAYMENT		\$5,717.38				
	TOTAL PARTIAL PAYMENTS		\$221,211.83				
	BALANCE		\$11,523.98				
	Percent Complete 100%	100%					
	when				TOTAL		\$232,854.56

PARTIAL PAYMENT NO. 6 (FINAL)

AMOUNT DUE

TOTAL LESS RETAINAGE LESS PREVIOUS PAYMENT

\$5,717.38

\$221,211.83

\$11,642.73

RETAINAGE

PREPARED BY:

CHECKED BY: