

8c

DATE February 8, 2010

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR COWNIE SOCCER FIELDS IMPROVEMENTS - PHASE 2, 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 Cownie Soccer Fields Improvements - Phase 2, 11-2009-003, 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. 09-498, of March 23, 2009, 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 \$477,084.59 is the total cost, of which \$390,740.55 has been paid the Contractor, and \$62,489.81 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$23,854.23 is to be paid at the end of thirty days, with funds retained for unresolved claims on file in accordance with Iowa Code chapter 573.

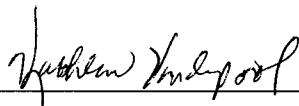
BE IT FURTHER RESOLVED: That the Engineering Department be and is hereby authorized and directed to notify all persons and firms with outstanding Chapter 573 claims against said project, that the project has been given final acceptance as completed by this City Council, that they have 60 days from such 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 City Manager be and is hereby authorized and directed to certify the Pollution Prevention Plan Inspection Summary and the NPDES Stormwater General Permit Notice of Discontinuation for the above referenced project on behalf of the City of Des Moines and submit said documents to the Iowa Department of Natural Resources.

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.

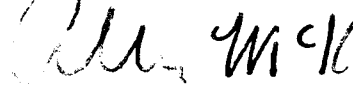
Moved by _____ to adopt.

FORM APPROVED:




Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE



Allen McKinley
Des Moines Finance Director

 Funding Source: 2009-2010 CIP, Page Parks-25, Soccer Complex, PKS159, Being: G. O. Bonds with the fund transfers into PKS159 as shown in the Recommended 2009-2010 CIP

★ **Roll Call Number**

Agenda Item Number

8C

DATE February 8, 2010

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|----------------|------|------|------|--------|
| COWNIE | | | | |
| COLEMAN | | | | |
| GRIESS | | | | |
| HENSLEY | | | | |
| MAHAFFEY | | | | |
| MEYER | | | | |
| MOORE | | | | |
| TOTAL | | | | |

MOTION CARRIED

APPROVED

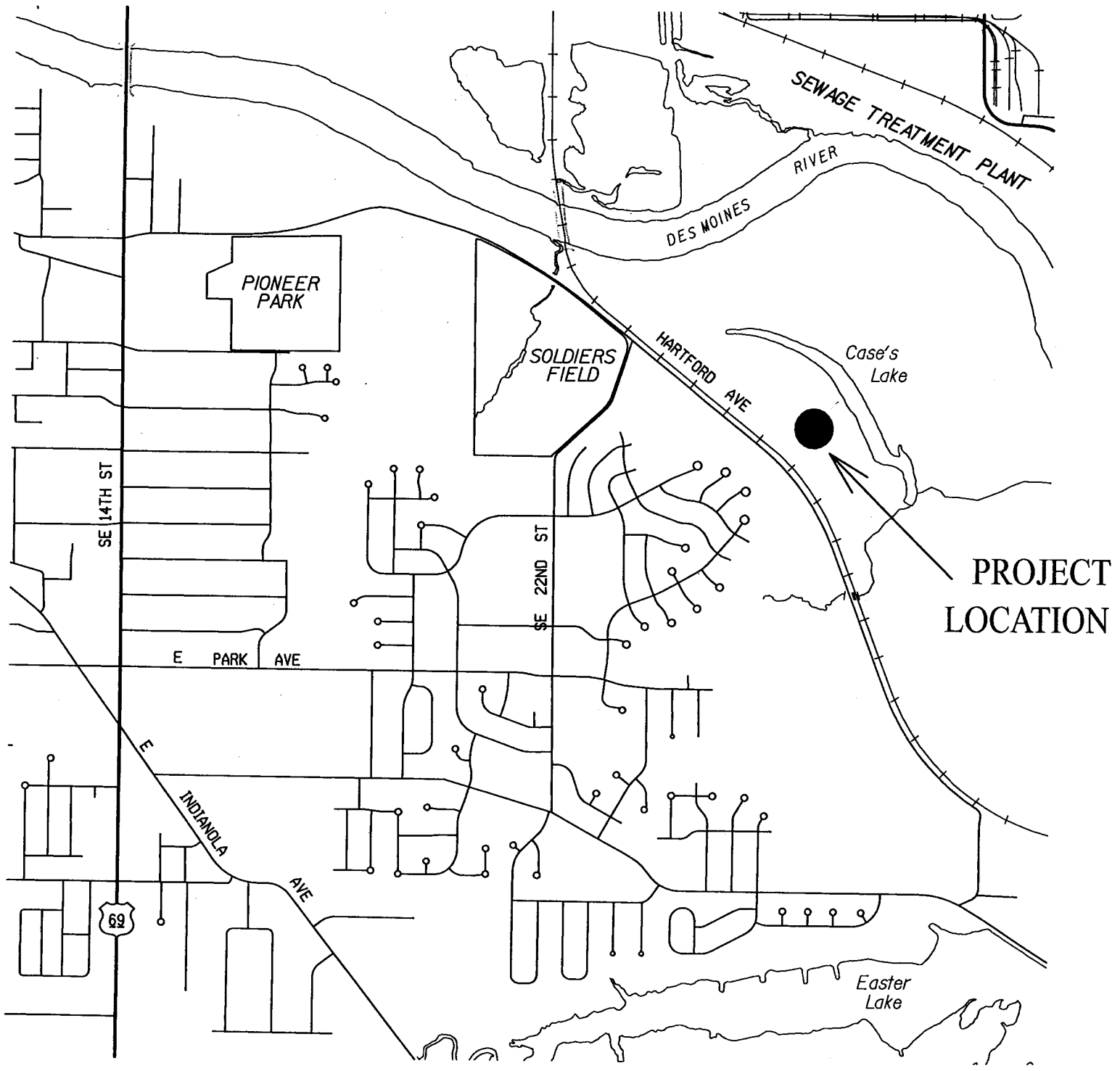
Mayor

I, Diane Rauh, City Clerk of said City Council, hereby certify that at a meeting of the City Council, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

City Clerk

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COWNIE SOCCER FIELDS IMPROVEMENTS - PH. 2

ACT ID 11-2009-003

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PROJECT SUMMARY

Cownie Soccer Fields Improv. - Ph. 2
Activity ID 11-2009-003

On March 23, 2009, under Roll Call No. 09-498, the City Council awarded the contract for the above improvements to Elder Corporation, in the amount of \$391,999.99 to reconstruct fields 6 and 7 at the Cownie Soccer Complex.

Tabulated below is a history of project change orders.

| <u>Change Order No.</u> | <u>Description</u> | <u>Initiated By</u> | <u>Amount</u> |
|--|---|---------------------|---------------|
| 1 | 6/19/2009 Deduct Additional Turf Drainage sand veins and add 2" and 4" drain tiles. | User | \$21,710.50 |
| 2 | 10/22/2009 Add 2" and 4" tiles to Field No. 4. | User | \$23,925.00 |
| 3 | 11/3/2009 Provide top-dressing sand, seed, fertilizer, and make irrigation line modifications. Deduct sod, increase crown. | User | \$23,204.10 |
| 4 | Adjust contract item amounts to as-built quantities. | Engineering | \$16,245.00 |
| Original Contract Amount | | | \$391,999.99 |
| Total Change Orders | | | \$85,084.60 |
| Percent of Change Orders to Original Contract | | | 21.71% |
| Final Contract Amount | | | \$477,084.59 |

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February 8, 2010

CERTIFICATION OF COMPLETION



AGENDA HEADING:

Accepting completed construction and approving final payment for the Cownie Soccer Fields Improvements - Phase 2, 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: \$477,084.59 As-Built Contract Cost

Funding Source: 2009-2010 CIP, Page Parks-25, Soccer Complex, PKS159, Being: G. O. Bonds with the fund transfers into PKS159 as shown in the Recommended 2009-2010 CIP

CERTIFICATION OF COMPLETION:

On March 23, 2009, under Roll Call No. 09-498, 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:

Cownie Soccer Fields Improvements - Phase 2, 11-2009-003

The improvement includes earthwork, sodding, subdrain installation, drainage improvements and restoration; all in accordance with the contract documents, including Plan File Nos. 495-133/138 at the Cownie Soccer Complex, 2200 E. Hartford Avenue, Des Moines, Iowa

I hereby certify that the construction of said Cownie Soccer Fields Improvements - Phase 2, Activity ID 11-2009-003, 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 March 30, 2009, and was completed on January 28, 2010.

I further certify that \$477,084.59 is the total cost of said improvement, of which \$390,740.55 has been paid the Contractor and \$62,489.81 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$23,854.23 is to be paid at the end of thirty days, with funds retained for unresolved claims on file in accordance with Iowa Code chapter 573. The amount of completed work is shown on the attached Estimate of Construction Completed.

A handwritten signature in black ink that reads "Jeb E. Brewer, P.E." with a stylized flourish at the end.

Jeb E. Brewer, P.E.
Des Moines City Engineer

ESTIMATE OF CONSTRUCTION COMPLETED
FOR WORK DONE FROM 8/7/09 TO 12/29/09
PARTIAL PAYMENT NO. 6 (FINAL)

PROJECT: COWNIE SOCCER FIELDS IMPROVEMENTS - PH. 2
CONTRACTOR: ELDER CORP. PARTIAL PAYMENT NO. 6 (FINAL)

| LINE NO. | DESCRIPTION | UNIT | UNITS | | | CONSTRUCTED TO DATE | UNIT PRICE | TOTAL AMOUNT |
|----------|--|------|--------------|------------|--|---------------------|-------------|--------------|
| | | | ESTIMATED | AUTHORIZED | | | | |
| 1 | GRADING (PER FIELD) | EACH | 2 | 2 | | 1.600 | \$24,500.00 | \$39,200.00 |
| 2 | SOD - FIELDS | SQ | 2400 | 2400 | | 2,115.000 | \$30.50 | \$64,507.50 |
| 3 | SOD - SWALES | SQ | 800 | 800 | | 531.000 | \$17.85 | \$9,478.35 |
| 4 | TURF DRAINAGE SYSTEM (PER FIELD) | EACH | 2 | 2 | | 2.000 | \$31,000.00 | \$62,000.00 |
| 5 | SUBDRAIN | LF | 1700 | 1700 | | 1,700.000 | \$10.00 | \$17,000.00 |
| 6 | IRRIGATION SYSTEM PLUMBING (PER FIELD) | EACH | 2 | 2 | | 2.000 | \$6,300.00 | \$12,600.00 |
| 7 | IRRIGATION SYSTEM ELECTRICAL CONTROLS | LS | 1 | 1 | | 1.000 | \$6,600.00 | \$6,600.00 |
| 8 | INTAKE CONNECTION | EACH | 8 | 8 | | 8.000 | \$157.50 | \$1,260.00 |
| 9 | IRRIGATION SYSTEM, MISC. | LS | 1 | 1 | | 1.000 | \$1,300.00 | \$1,300.00 |
| 10 | EROSION CONTROL | LS | 1 | 1 | | 1.000 | \$2,539.99 | \$2,539.99 |
| 11 | ADDITIONAL TURF DRAINAGE (PER FIELD) | EACH | 5 | 5 | | 2.000 | \$30,000.00 | \$60,000.00 |
| 12 | LOWER IRRIGATION LINES (PER FIELD) | EACH | 2 | 2 | | 0.000 | \$530.00 | \$0.00 |
| 13 | RELOCATE EAST-WEST IRR. LINE | EACH | 2 | 2 | | 2.000 | \$420.00 | \$840.00 |
| 14 | LOWER ELEC. LINE | LS | 1 | 1 | | 0.000 | \$320.00 | \$0.00 |
| CO 1.01 | 2" DRAIN TILES, PER FIELD | EA | 2 | 2 | | 2.000 | \$20,185.00 | \$40,370.00 |
| CO 1.02 | 2" & 4" DRAIN TILES, PER FIELD | EA | 2,500 | 2,500 | | 3.600 | \$23,925.00 | \$86,130.00 |
| CO 1.03 | MOBILIZATION | LS | 1,000 | 1,000 | | 1.000 | \$7,128.00 | \$7,128.00 |
| CO 1.04 | AERATE FIELDS | EA | 4,000 | 4,000 | | 4.000 | \$1,100.00 | \$4,400.00 |
| CO 2.01 | 2" & 4" DRAIN TILES, FIELD NO. 4 | EA | 1,000 | 1,000 | | 1.000 | \$23,925.00 | \$23,925.00 |
| CO 3.01 | SAND FOR TOP DRESSING | LS | 1,000 | 1,000 | | 1.000 | \$14,362.66 | \$14,362.66 |
| CO 3.02 | SEED & FERTILIZER | LS | 1,000 | 1,000 | | 1.000 | \$8,578.09 | \$8,578.09 |
| CO 3.03 | IRRIGATION LINE MODIFICATIONS | LS | 1,000 | 1,000 | | 1.000 | \$14,865.00 | \$14,865.00 |
| CO 4 | ADJUST CONTRACT ITEMS TO AS-BUILT QUANTITIES | | | | | | | |
| | TOTAL CONTRACT AMOUNT PLUS CHANGE ORDERS | | \$477,084.59 | | | | | |
| | PARTIAL PAYMENT NO. 1 | | \$66,433.50 | | | | | |
| | PARTIAL PAYMENT NO. 2 | | \$76,543.39 | | | | | |
| | PARTIAL PAYMENT NO. 3 | | \$58,900.00 | | | | | |
| | PARTIAL PAYMENT NO. 4 | | \$60,431.73 | | | | | |
| | PARTIAL PAYMENT NO. 5 | | \$128,431.93 | | | | | |
| | THIS PARTIAL PAYMENT | | \$62,489.81 | | | | | |
| | TOTAL PARTIAL PAYMENTS | | \$453,230.36 | | | | | |
| | BALANCE | | \$23,854.23 | | | | | |
| | Percent Complete | 100% | | | | | | |

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PROJECT: COWNIE SOCCER FIELDS IMPROVEMENTS - PH. 2
 CONTRACTOR: ELDER CORP.

PARTIAL PAYMENT NO. 6 (FINAL)

8c

| LINE NO. | DESCRIPTION | UNIT | UNITS | | CONSTRUCTED TO DATE TOTAL | UNIT PRICE | TOTAL AMOUNT |
|----------|-------------|------|-----------|------------|---------------------------|------------|--------------|
| | | | ESTIMATED | AUTHORIZED | | | |
| | | | | | TOTAL | | \$477,084.59 |
| | | | | | RETAINAGE | | \$23,854.23 |
| | | | | | TOTAL LESS RETAINAGE | | \$453,230.36 |
| | | | | | LESS PREVIOUS PAYMENT | | \$390,740.55 |
| | | | | | AMOUNT DUE | | \$62,489.81 |

PARTIAL PAYMENT NO. 6 (FINAL)

PREPARED BY: 
 CHECKED BY: 