

DATE February 12, 2007

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT
FOR BROOKS & LOGAN COMMUNITY CENTERS GYM FLOOR REMOVAL, KINGSTON
ENVIRONMENTAL SERVICES, INC.**

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 Brooks & Logan Community Centers Gym Floor Removal, 11-2007-004, in accordance with the contract approved between Kingston Environmental Services, Inc., Edward T. Cason, Jr., President, 15450 Hangar Road, Kansas City, Mo 64147, under Roll Call No. 06-1821, of September 11, 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 \$50,840.32 is the total cost, of which \$48,298.30 has been paid the Contractor, and \$0.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$2,542.02 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.

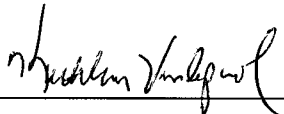
BE IT FURTHER RESOLVED: That the Engineering Department be and is hereby authorized and directed to notify all persons and firms with outstanding Chapter 573 claims against said project, that the project has been given final acceptance as completed by this City Council, that they have 60 days from such 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 Des Moines Finance Director be and is hereby authorized to release said retainage if suit is not filed as above provided.

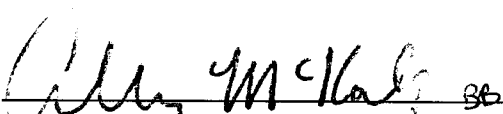
Moved by _____ to adopt.

FORM APPROVED:


FUNDS AVAILABLE



Kathleen Vanderpool
Deputy City Attorney



Allen McKinley
Des Moines Finance Director

 Funding Source: 2006-2007 CIP, Page Park-5, Community Center Improvements, PKS033, G. O. Bonds

★ Roll Call Number

Agenda Item Number
15B

Date February 12, 2007

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				

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

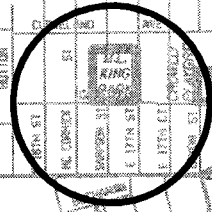
MOTION CARRIED

APPROVED

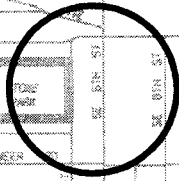
Mayor

City Clerk

LOGAN COMMUNITY CENTER



BROOKS COMMUNITY CENTER



BROOKS & LOGAN COMMUNITY CENTERS GYM FLOOR REMOVAL

PROJECT SUMMARY

Brooks & Logan CC Gym Floor Removal Activity ID 11-2007-004

On September 11, 2006, under Roll Call No. 06-1821, the City Council awarded the contract for the above improvements to Kingston Environmental Services, Inc. in the amount of \$50,840.32 to remove and dispose of the rubber-like gym flooring material as hazardous waste at Brooks and Logan Community

Tabulated below is a history of project change orders.

Change Order No.	Description	Initiated By	Amount
	Original Contract Amount		\$50,840.32
	Total Change Orders		\$0.00
	Percent of Change Orders to Original Contract		0.00%
	Final Contract Amount		\$50,840.32

15B

February 12, 2007

CERTIFICATION OF COMPLETION

AGENDA HEADING:

Accepting completed construction and approving final payment for the Brooks & Logan Community Centers Gym Floor Removal, Kingston Environmental Services, Inc..

SYNOPSIS:

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

FISCAL IMPACT:

Amount: \$50,840.32 As-Built Contract Cost

Funding Source: 2006-2007 CIP, Page Park-5, Community Center Improvements, PKS033, G. O. Bonds

CERTIFICATION OF COMPLETION:

On September 11, 2006, under Roll Call No. 06-1821, the City Council awarded a contract to Kingston Environmental Services, Inc., Edward T. Cason, Jr., President, 15450 Hangar Road, Kansas City, Mo 64147 for the construction of the following improvement:

Brooks & Logan Community Centers Gym Floor Removal, 11-2007-004

The improvement includes the removal and disposal of the rubber-like gym flooring material as hazardous waste, together with the necessary appurtenances and decontamination; in accordance with the contract documents including Plan File Nos. 464-81/83 at the Brooks Community Center, 2100 S.E. 5th Street and the Logan Community Center, 1700 Garfield Avenue, Des Moines, Iowa

I hereby certify that the construction of said Brooks & Logan Community Centers Gym Floor Removal, Activity ID 11-2007-004, 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 September 20, 2006, and was completed on January 26, 2007.

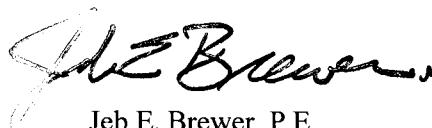


ENGINEERING DEPARTMENT
CITY HALL
400 ROBERT D. RAY DRIVE
DES MOINES, IOWA 50309-1891
(515) 283-4920
FAX (515) 283-4112

ALL-AMERICA CITY
1949, 1976, 1981
2003

15B

I further certify that \$50,840.32 is the total cost of said improvement, of which \$48,298.30 has been paid the Contractor and \$0.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$2,542.02 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

