

DATE February 12, 2007

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2006 SANITARY SEWER REPAIR PROGRAM, THE UNDERGROUND COMPANY, LTD.

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 2006 Sanitary Sewer Repair Program, 07-2006-003, in accordance with the contract approved between The Underground Company, Ltd., Duane Burkhardt, President, 12245 Dakota Street, Carlisle, IA 50047, under Roll Call No. 05-2833, of November 21, 2005, and the City of Des Moines, and recommending the acceptance thereof, be and the same is hereby approved, and accepted, and

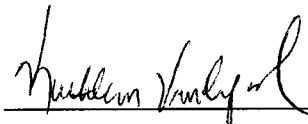
BE IT FURTHER RESOLVED: That \$76,250.00 is the total cost, of which \$60,705.00 has been paid the Contractor, and \$11,732.50 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$3,812.50 is to be paid at the end of thirty days, provided no claims 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:



Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE

 RB

Allen McKinley
Des Moines Finance Director

Funding Source: 2006-2007 CIP, Page Sanitary-5, City-wide Sanitary Sewers, SAE054, Sanitary Sewer Funds

★ Roll Call Number

.....

Date February 12, 2007

Agenda Item Number

15F

DRB

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

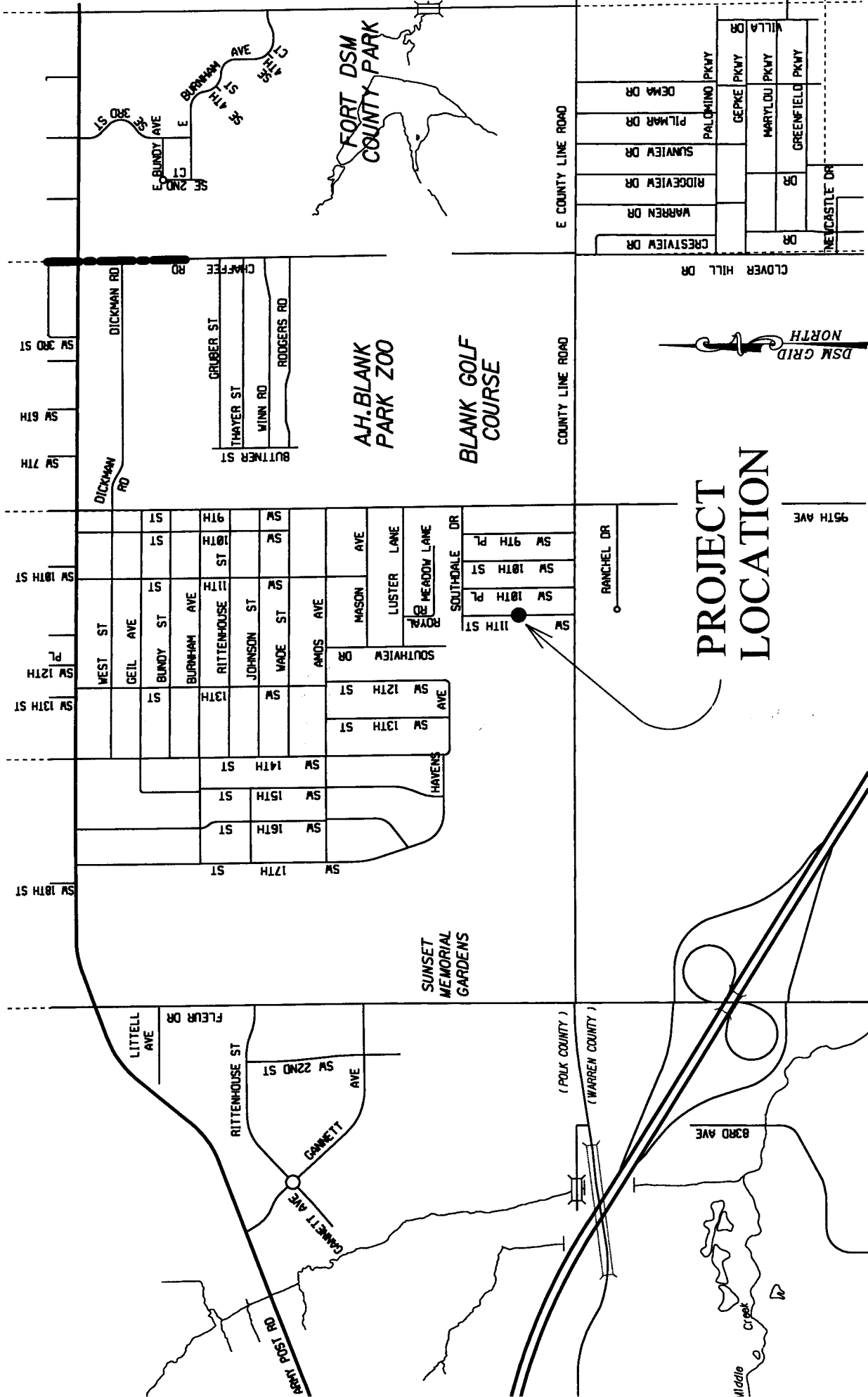
CERTIFICATE

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.

_____ Mayor

_____ City Clerk



**PROJECT
LOCATION**

2006 SANITARY SEWER REPAIR PROGRAM

ACTIVITY ID 07-2006-003

15F

PROJECT SUMMARY

2006 Sanitary Sewer Repair Program

Activity ID 07-2006-003

On November 21, 2005, under Roll Call No. 05-2833, the City Council awarded the contract for the above improvements to The Underground Co., Ltd., in the amount of \$71,000.00 to make three sanitary sewer spot repairs in the 7800 block of S.W 11th street.

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	Remove shale and place manufactured sand.	Engineering	\$5,250.00
Original Contract Amount			\$71,000.00
Total Change Orders			\$5,250.00
Percent of Change Orders to Original Contract			7.39%
Final Contract Amount			\$76,250.00

February 12, 2007

CERTIFICATION OF COMPLETION

AGENDA HEADING:

Accepting completed construction and approving final payment for the 2006 Sanitary Sewer Repair Program, The Underground Company, Ltd..

SYNOPSIS:

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

FISCAL IMPACT:

Amount: \$76,250.00 As-Built Contract Cost

Funding Source: 2006-2007 CIP, Page Sanitary-5, City-wide Sanitary Sewers, SAE054, Sanitary Sewer Funds

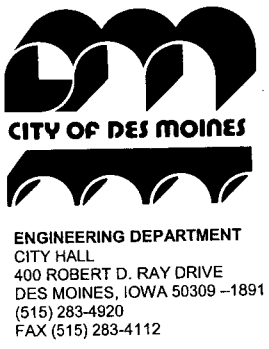
CERTIFICATION OF COMPLETION:

On November 21, 2005, under Roll Call No. 05-2833, the City Council awarded a contract to The Underground Company, Ltd., Duane Burkhardt, President, 12245 Dakota Street, Carlisle, IA 50047 for the construction of the following improvement:

2006 Sanitary Sewer Repair Program, 07-2006-003

Replacing sections of sanitary sewer and sewer services, street patching and restoration; all in accordance with the contract documents, including Plan File Nos. 458-112/113 , at the 7800 block of SW 11th Street, Des Moines, Iowa

I hereby certify that the construction of said 2006 Sanitary Sewer Repair Program, Activity ID 07-2006-003, 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 May-22, 2006, and was completed on January 25, 2007.



ALL-AMERICA CITY
1949, 1976, 1981
2003

I further certify that \$76,250.00 is the total cost of said improvement, of which \$60,705.00 has been paid the Contractor and \$11,732.50 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$3,812.50 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

DEPARTMENT OF ENGINEERING
CITY OF DES MOINES, IA.

**ESTIMATE OF CONSTRUCTION COMPLETED
FOR WORK DONE FROM 6/2/06 TO 1/8/07
PARTIAL PAYMENT NO. 2 (FINAL)**

ACTIVITY ID: 07-2006-003

DATE: 1/8/07

**PROJECT: 2006 SANITARY SEWER REPAIR PROGRAM
CONTRACTOR: THE UNDERGROUND CO., LTD.**

PARTIAL PAYMENT NO. 2 (FINAL)

LINE NO.	DESCRIPTION	UNIT	UNITS			CONSTRUCTED TO DATE	UNIT PRICE	TOTAL AMOUNT
			ESTIMATED	AUTHORIZED	CONSTRUCTED TO DATE			
1	SANI. SEWER SPOT REPAIR, LOCATION 1	JOB	1	1	1.000	\$24,500.00	\$24,500.00	
2	SANI. SEWER SPOT REPAIR, LOCATION 2	JOB	1	1	1.000	\$23,500.00	\$23,500.00	
3	SANI. SEWER SPOT REPAIR, LOCATION 3	JOB	1	1	1.000	\$23,000.00	\$23,000.00	
CO 1	REM. SHALE & PLACE MUNUFACTURED SAND	EA	3	3	3.000	\$1,750.00	\$5,250.00	
TOTAL CONTRACT AMOUNT PLUS CHANGE ORDERS							\$76,250.00	
PARTIAL PAYMENT NO. 1							\$60,705.00	
THIS PARTIAL PAYMENT							\$11,732.50	
TOTAL PARTIAL PAYMENTS							\$72,437.50	
BALANCE							\$3,812.50	
			Percent Complete		100%			
TOTAL							\$76,250.00	
RETAINAGE							\$3,812.50	
TOTAL LESS RETAINAGE							\$72,437.50	
LESS PREVIOUS PAYMENT							\$60,705.00	
AMOUNT DUE							\$11,732.50	

PARTIAL PAYMENT NO. 2 (FINAL)

PREPARED BY: *M. Anderson*
 CHECKED BY: *Greg Janning*