



Roll Call Number

Agenda Item Number

9

DATE March 6, 2006

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT
FOR WESTERN GATEWAY DEMOLITION - 13TH STREET TO 15TH STREET, D. W. ZINSER
COMPANY, 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 Western Gateway Demolition - 13th Street to 15th Street, 25-2006-002, in accordance with the contract approved between D. W. Zinser Company, Inc., David W. Zinser, President, 1775 Commercial Drive, Walford, IA 52351, under Roll Call No. 05-2104, of August 22, 2005, and the City of Des Moines, and recommending the acceptance thereof, be and the same is hereby approved, and accepted, and

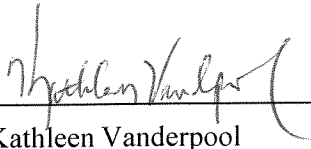
BE IT FURTHER RESOLVED: That \$362,518.25 is the total cost, of which \$344,107.34 has been paid the Contractor, and \$285.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$18,125.91 is to be paid at the end of thirty days, provided no claims 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 Assistant City Manager/Finance Director be and is hereby authorized to release said retainage if suit is not filed as above provided.

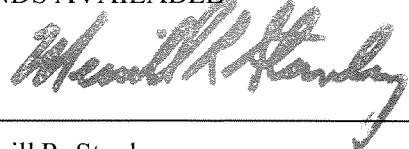
Moved by _____ to adopt.

FORM APPROVED:



Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE

 PN

Merrill R. Stanley
Assistant City Manager/Finance

Funding Source: Western Gateway, URR027, Being:
TIF backed G. O. Bonds



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JB

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

MOTION CARRIED APPROVED

_____ Mayor

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.

_____ City Clerk

PROJECT SUMMARY

Western Gateway Demolition 13th/15th St.

Activity ID 25-2006-002

On August 22, 2005 under Roll Call No. 05-2104, the City Council awarded the contract for the above demolition to D.W. Zinser Company, Inc. in the amount of \$334,900.00 for the demolition of structures, site clearance and disconnection of utilities and plumbing services all in accordance with the contract documents.

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	10/18/2005 The removal of rubble, backfill of the excavation and compacting the backfill of 510 CY and replacement of 78 SF of concrete.	Engineering	\$9,874.50
2	11/1/2005 Removal of building wall and foundation along with buried rubble under a parking lot in the NW corner of the 1400 block between Locust Street & Grand Avenue.	Engineering	\$9,937.50
3	11/15/2005 Removal of the basement wall and buried brick rubble under the parking lot at 1443 Locust Street.	Engineering	\$9,881.25
4	12/29/2005 Disconnect add'l water service at 1330 Grand Ave. Remove footings and buried brick rubble in the 1300 & 1400 block between Locust. & Grand.	Engineering	\$9,750.00
5	2/17/2006 Adjustment of as-built quantities and the addition of compost filter sock.	Engineering	(\$11,825.00)
Original Contract Amount			\$334,900.00
Total Change Orders			\$27,618.25
Percent of Change Orders to Original Contract			8.25%
Final Contract Amount			\$362,518.25

March 6, 2006

CERTIFICATION OF COMPLETION

AGENDA HEADING:

Accepting completed construction and approving final payment for the Western Gateway Demolition - 13th Street to 15th Street, D. W. Zinser Company, Inc.

RECOMMENDATION:

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

FISCAL IMPACT:

Amount: \$362,518.25 As-Built Contract Cost

Funding Source: Western Gateway, URR027, Being: TIF backed G. O. Bonds

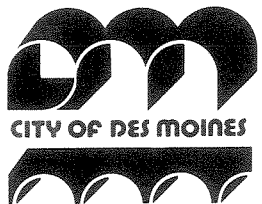
CERTIFICATION OF COMPLETION:

On August 22, 2005, under Roll Call No. 05-2104, the City Council awarded a contract to D. W. Zinser Company, Inc., David W. Zinser, President, 1775 Commercial Drive, Walford, IA 52351 for the construction of the following improvement:

Western Gateway Demolition - 13th Street to 15th Street, 25-2006-002

The demolition of buildings, structures, site clearance and disconnection of plumbing services; all in accordance with the contract documents complete at: 1309-1311 Locust Street, 1315 Locust Street, 1300 Grand Avenue, 1308/1310 Grand Avenue, 1312-1316 Grand Avenue, 1318 Grand Avenue, 1320 Grand Avenue, 1324 Grand Avenue, 1326 Grand Avenue, 1330 Grand Avenue, 1406 Grand Avenue, 1412 Grand Avenue, and 1414 Grand Avenue, Des Moines, Iowa. Property legal descriptions and detailed structure information are listed in the Special Provisions.

I hereby certify that the construction of said Western Gateway Demolition - 13th Street to 15th Street, Activity ID 25-2006-002, 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 8, 2005, and was completed on February 20, 2006.



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 \$362,518.25 is the total cost of said improvement, of which \$344,107.34 has been paid the Contractor and \$285.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$18,125.91 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

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ESTIMATE FOR CONSTRUCTION COMPLETED

PAYMENT: NO. 4 & FINAL
 JANUARY 24, 2006 TO FEBRUARY 14, 2006

PROJECT: Western Gateway Demolition 13th St. to 15th St.

ACTIVITY I.D.: 25-2006-002
 PLAN FILE NO:
 DATE: February 14, 2006

ITEM	DESCRIPTION	ESTIMATED UNITS	UNITS CONSTRUCTED TO DATE	BID UNIT PRICE	AMOUNT
1	Demoliton of 1309-1311 Locust Street	1JOB	100%	\$30,717.00	\$30,717.00
2	Demoliton of 1315 Locust Street	1JOB	100%	\$39,330.00	\$39,330.00
3	Demoliton of 1300 Grand Avenue	1JOB	100%	\$19,000.00	\$19,000.00
4	Demoliton of 1308-1310 Grand Avenue	1JOB	100%	\$68,400.00	\$68,400.00
5	Demoliton of 1312-1316 Grand Avenue	1JOB	100%	\$15,800.00	\$15,800.00
6	Demoliton of 1318 Grand Avenue	1JOB	100%	\$18,700.00	\$18,700.00
7	Demoliton of 1320 Grand Avenue	1JOB	100%	\$14,000.00	\$14,000.00
8	Demoliton of 1324 Grand Avenue	1JOB	100%	\$18,000.00	\$18,000.00
9	Demoliton of 1330 Grand Avenue	1JOB	100%	\$10,000.00	\$10,000.00
10	Demoliton of 1406 Grand Avenue	1JOB	100%	\$16,150.00	\$16,150.00
11	Demoliton of 1412 Grand Avenue	1JOB	100%	\$17,950.00	\$17,950.00
12	Demoliton of 1414 Grand Avenue	1JOB	100%	\$10,800.00	\$10,800.00
13	Demolition of Parking Lots and Alleys	1JOB	100%	\$43,928.00	\$43,928.00
14	Seeding Deleted by Cange Order #4	1JOB		\$6,600.00	\$0.00
15	Erosion Control Deleted by Cange Order #4	1JOB		\$5,000.00	\$0.00
16	Silt fence Deleted by Cange Order #4	150 LF		\$3.50	\$0.00
	Change Order No. 1 Part B 10/18/2005	1JOB	100%	\$9,874.50	\$9,874.50
	Change Order No. 2 Part B 11/1/2005	1JOB	100%	\$9,937.50	\$9,937.50
	Change Order No. 3 Part B 11/15/2005	1JOB	100%	\$9,881.25	\$9,881.25
	Change Order No. 4 Part B 12/29/2005	1JOB	100%	\$9,750.00	\$9,750.00
	Change Order No. 5 Part B 2/14/2006	1JOB	100%	\$300.00	\$300.00
TOTAL CONTRACT AMOUNT PLUS CHANGE ORDER			\$362,518.25		
	PARTIAL PAYMENT NO. ONE		\$131,229.39		
	PARTIAL PAYMENT NO. TWO		\$168,452.86		
	PARTIAL PAYMENT NO. THREE		\$44,425.09		
	PARTIAL PAYMENT NO. FOUR		\$285.00		
	BALANCE TO BE PAID		\$18,125.91		

PREPARED BY: *Paula Olson*
 CHECKED BY: *Calvin Miller*

TOTAL	\$362,518.25
RETAINAGE	\$18,125.91
TOTAL LESS RETAINAGE	\$344,392.34
LESS PREVIOUS PAYMENT	\$344,107.34
AMOUNT DUE	\$285.00