

DATE March 9, 2009

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR UNION PARK PARKING LOT - PHASE 1, GRIMES ASPHALT & PAVING CORP.

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 Union Park Parking Lot - Phase 1, 11-2007-010, in accordance with the contract approved between Grimes Asphalt & Paving Corp., J M Yonker, President, 12021 NW 54th Avenue, Grimes, IA 50111, under Roll Call No. 07-1782, of September 10, 2007, 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 \$226,053.11 is the total cost, of which \$213,653.20 has been paid the Contractor, and \$1,097.25 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$11,302.66 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.

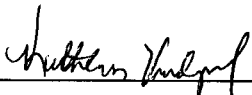
BE IT FURTHER RESOLVED: That the Engineering Department be and is hereby authorized and directed to notify all persons and firms with outstanding Chapter 573 claims against said project, that the project has been given final acceptance as completed by this City Council, that they have 60 days from such 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.

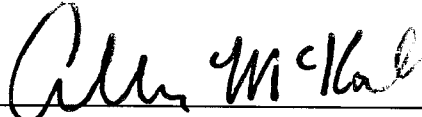
Moved by _____ to adopt.

FORM APPROVED:


FUNDS AVAILABLE



Kathleen Vanderpool
Deputy City Attorney



Allen McKinley
Des Moines Finance Director

 Funding Source: 2009-2010 CIP, Page Park-19, Park Redevelopment, PKS100, G. O. Bonds

Roll Call Number

Agenda Item Number

★

10B

Date March 9, 2009

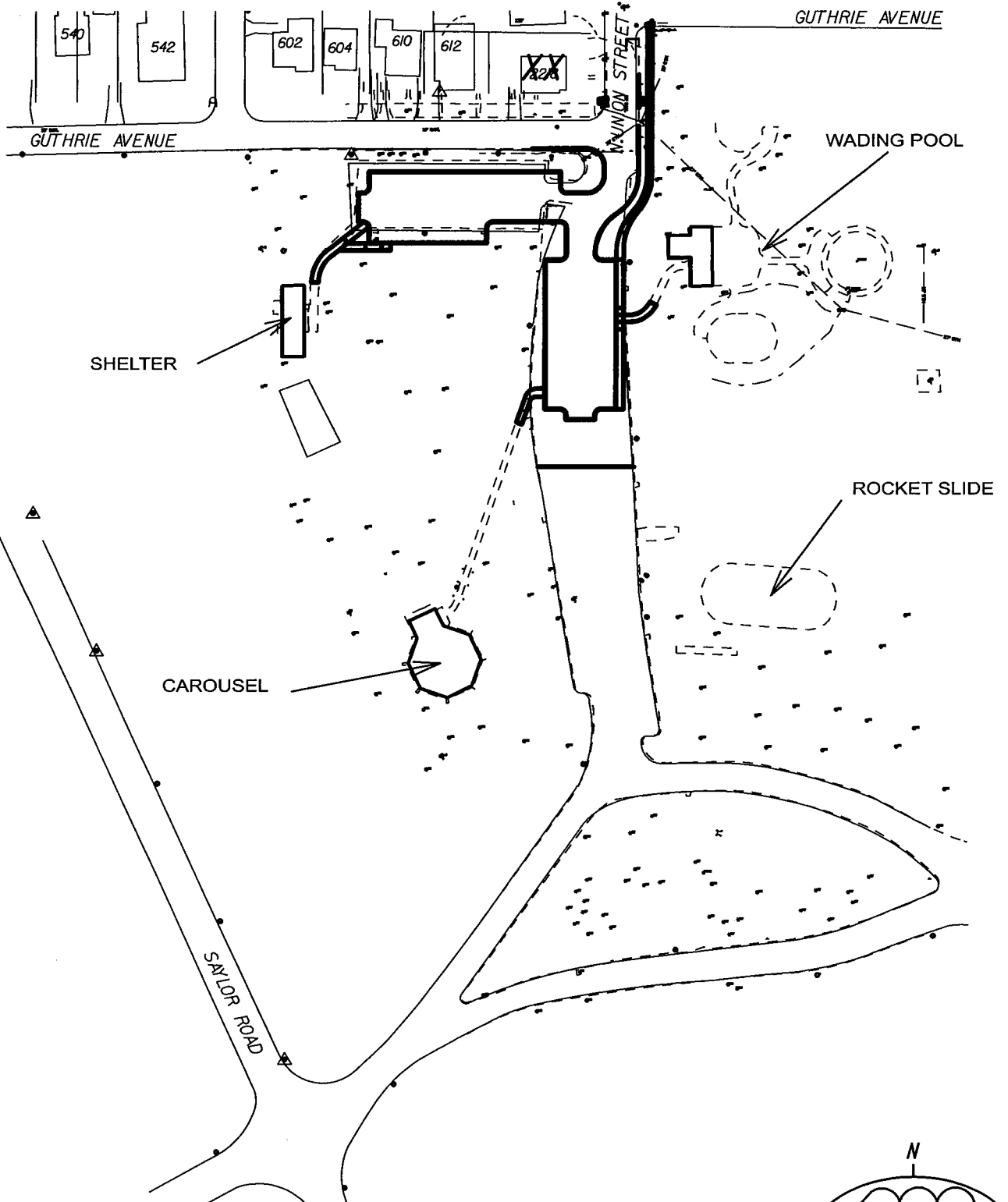
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				
MOTION CARRIED		APPROVED		
_____ Mayor				

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.

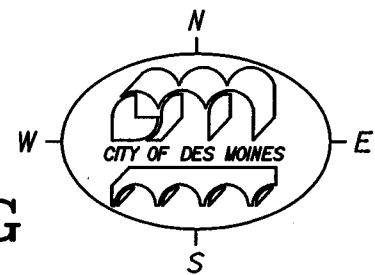
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

_____ City Clerk



Tr:\Eng Design\11\2007\1010\Drawings\Loc.Map\Park Location.dgn 24-JUL-2007 14:19

UNION PARK PARKING
 LOT - PHASE 1
 ACTIVITY I.D. 11-2007-010



PROJECT SUMMARY

Union Park Parking Lot - Phase 1

Activity ID 11-2007-010

On September 10, 2007, by Roll Call No. 07-1781, the City Council awarded the contract for the above construction to Grimes Asphalt & Paving Co. Union Park Parking Lot - Phase 1 Project, Activity ID 11-2007-010, described as: resurfacing two parking lots at the north end of Union Park. The large wading pool/carousel parking lot will be divided into two separate parking lots. The north section of this divided lot will be resurfaced and have new curb & gutter placed. Also the northwest parking lot will be resurfaced and have new curb & gutter installed. This project will include resurfacing, new curb & gutter, new sidewalks, storm sewer adjustment, landscaping, and other incidental items; in accordance with the contract documents, including Plans File Nos. 480-031/050, on:

Union Park Parking Lot - Phase 1

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	10/10/2007 Delete Bid Item #37 Rain Garden, Westchester and change Class A Sidewalk to standard 4" Sidewalk..	Engineering	(\$9,850.00)
2	12/19/2007 Adjust quantities to measured as-built quantities. Add plumbing repair.	Engineering	\$15,290.11
3	5/22/2008 Remove and replace a concrete dumpster pad at Union Park to a new location.	Engineering	\$7,360.00
4	10/7/2008 Add a new intake grate to reduce ponding in rain garden #2 and adjust quantities to as-built quantities.	Engineering	(\$795.00)
Original Contract Amount			\$214,048.00
Total Change Orders			\$12,005.11
Percent of Change Orders to Original Contract			5.61%
Final Contract Amount			\$226,053.11

10B

March 9, 2009

CERTIFICATION OF COMPLETION

AGENDA HEADING:

Accepting completed construction and approving final payment for the Union Park Parking Lot - Phase 1, Grimes Asphalt & Paving Corp..

SYNOPSIS:

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

FISCAL IMPACT:

Amount: \$226,053.11 As-Built Contract Cost

Funding Source: 2009-2010 CIP, Page Park-19, Park Redevelopment, PKS100, G. O. Bonds

CERTIFICATION OF COMPLETION:

On September 10, 2007, under Roll Call No. 07-1782, the City Council awarded a contract to Grimes Asphalt & Paving Corp., J M Yonker, President, 12021 NW 54th Avenue, Grimes, IA 50111 for the construction of the following improvement:

Union Park Parking Lot - Phase 1, 11-2007-010

The Union Park Parking Lot - Phase 1 improvements will remove a portion of the existing parking lot at the north end of Union Park and reconfigure the parking lot with reconstruction of two separate parking lots near the shelter and wading pool including resurfacing, new curb & gutter, new sidewalks, storm sewer, landscaping, and other incidental items; in accordance with the contract documents, including Plans File Nos. 480-03 1/050, at Union Park near Saylor Road and Guthrie Avenue, Des Moines, Iowa

I hereby certify that the construction of said Union Park Parking Lot - Phase 1, Activity ID 11-2007-010, 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 October 9, 2007, and was completed on February 26, 2009.



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 \$226,053.11 is the total cost of said improvement, of which \$213,653.20 has been paid the Contractor and \$1,097.25 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$11,302.66 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