

DATE March 22, 2010

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 6TH AVENUE RESURFACING - UNIVERSITY AVENUE TO DES MOINES RIVER BRIDGE, OMG MIDWEST, INC. D/B/A DES MOINES ASPHALT & PAVING

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 6th Avenue Resurfacing - University Avenue to Des Moines River Bridge, 06-2009-008, in accordance with the contract approved between OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving, James Gauger, President, 5550 NE 22nd Street, P.O. Box 3365, Des Moines, IA 50316-0365, under Roll Call No. 09-922, of May 18, 2009, and the City of Des Moines, and recommending the acceptance thereof, be and the same is hereby approved, and accepted, and

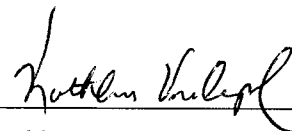
BE IT FURTHER RESOLVED: That \$497,395.63 is the total cost, of which \$482,473.76 has been paid the Contractor, and \$0.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$14,921.87 is to be paid at the end of thirty days, with funds retained 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.

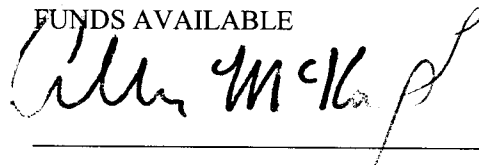
BE IT FURTHER RESOLVED: That the Des Moines Finance Director be and is hereby authorized to release said retainage if suit is not filed as above provided.

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 Street-32, Rehabilitation and Preservation of Major Roadways, STR222, Being: \$497,395.63 (\$600,000 maximum) in Federal Stimulus Funds under the American Recovery and Reinvestment Act of 2009 for construction costs only

ESL-1945(753)--7S-77

★ **Roll Call Number**

Agenda Item Number

6

DATE March 22, 2010

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GREISS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
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.

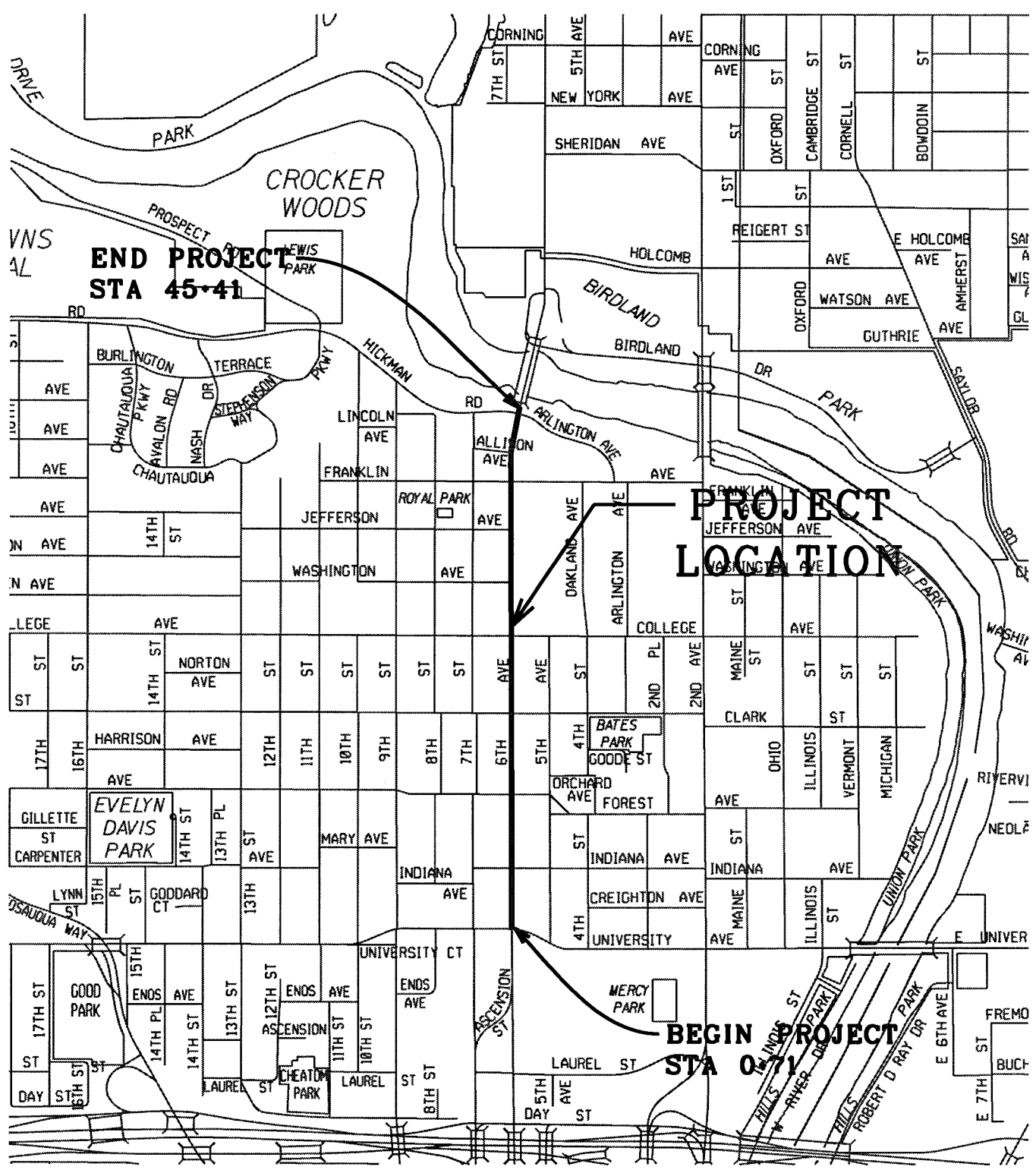
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

MOTION CARRIED

APPROVED

Mayor

City Clerk



File-0608

6TH AVENUE RESURFACING
UNIVERSITY AVENUE TO DES MOINES RIVER
ACTIVITY ID 06-2009-008
PROJECT NO. ESL-1945(753)--7S-77



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PROJECT SUMMARY

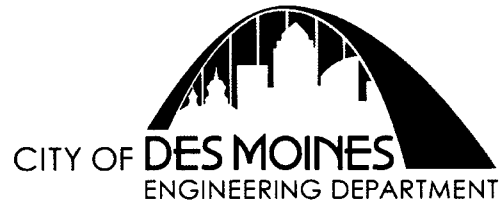
6th Avenue Resurfacing Activity ID 06-2009-008

On May 18th, 2009 under Roll Call No. 09-922, the City Council awarded the contract for 6th Avenue Resurfacing - University Avenue to DM River Bridge to OMG Midwest, D/B/A Des Moines Asphalt & Paving of Des Moines, IA in the amount of \$543,031.13 to construct 2" thick pavement scarification and HMA overlay, pavement markings, traffic signal modifications, and other incidental items

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	11/23/2009 Provide traffic control and repair defective pavement in two locations.	Engineering	\$11,018.04
2	11/23/2009 Change painted pavement marking quantity to asbuilt measurements. Price adjustment incentive for HMA pavement smoothness.	Engineering	(\$386.02)
3	Adjust final quantities to asbuilt measurements	Engineering	(\$56,267.52)
Original Contract Amount			\$543,031.13
Total Change Orders			(\$45,635.50) ✓
Percent of Change Orders to Original Contract			-8.40%
Final Contract Amount			\$497,395.63 ✓

March 22, 2010



CERTIFICATION OF COMPLETION

AGENDA HEADING:

Accepting completed construction and approving final payment for the 6th Avenue Resurfacing - University Avenue to Des Moines River Bridge, OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving.

SYNOPSIS:

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

FISCAL IMPACT:

Amount: \$497,395.63 As-Built Contract Cost

Funding Source: 2009-2010 CIP, Page Street-32, Rehabilitation and Preservation of Major Roadways, STR222, Being: \$497,395.63 (\$600,000 maximum) in Federal Stimulus Funds under the American Recovery and Reinvestment Act of 2009 for construction costs only

CERTIFICATION OF COMPLETION:

On May 18, 2009, under Roll Call No. 09-922, the City Council awarded a contract to OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving, James Gauger, President, 5550 NE 22nd Street, P.O. Box 3365, Des Moines, IA 50316-0365 for the construction of the following improvement:

6th Avenue Resurfacing - University Avenue to Des Moines River Bridge, 06-2009-008

The improvement includes construction of 2" thick pavement scarification and HMA overlay, pavement markings, traffic signal modifications, and other incidental items; in accordance with the contract documents, including Plans File Nos. 495-085/109, on 6th Avenue from 71 feet north of the center line of University Avenue to the south end of the Des Moines River Bridge, Des Moines, Iowa

I hereby certify that the construction of said 6th Avenue Resurfacing - University Avenue to Des Moines River Bridge, Activity ID 06-2009-008, 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 July 26, 2009, and was completed on March 11, 2010.

I further certify that \$497,395.63 is the total cost of said improvement, of which \$482,473.76 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 \$14,921.87 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.



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



ESTIMATE OF CONSTRUCTION COMPLETED
FOR WORK DONE FROM 11/21/09 to 12/14/09
FINAL PAYMENT (PAYMENT NO. 4)

Proj No: ESL-1945(753)--7S-77
Activity ID: 06-2009-008
Date: 3-9-10

PROJECT: 6TH AVENUE RESURFACING - UNIVERSITY AVE. TO DES MOINES RIVER BRIDGE
CONTRACTOR: OMG MIDWEST, INC. d/b/a DES MOINES ASPHALT & PAVING

LINE NO.	DESCRIPTION	UNIT	UNITS			TOTAL AMOUNT
			ESTIMATED	AUTHORIZED	CONSTRUCTED TO DATE	
0010	CLEAN+PREPARATION OF BASE	MILE	0.850	0.850	0.850	\$970.94 \$825.30
0020	PATCH, FULL-DEPTH REPAIR	SY	155.000	23.550	23.550	\$110.00 \$2,590.50
0030	PATCH BY COUNT (REPAIR)	EACH	5.000	6.000	6.000	\$165.00 \$990.00
0040	PAV'T, SCARIFICATION	SY	24,840.000	24,840.000	24,840.000	\$1.46 \$36,266.40
0050	HMA (3M ESAL) SURF, 1/2", NO FRIC	TON	3,400.000	3,402.330	3,402.330	\$48.75 \$165,863.59
0060	ASPH BINDER, PG 64-22	TON	204.000	165.020	165.020	\$636.25 \$104,993.98
0070	ADJUSTMENT OF FIXTURE	EACH	4.000	5.000	5.000	\$354.50 \$1,772.50
0080	HMA PAV'T SAMPLE	EACH	1.000	1.000	1.000	\$2,229.40 \$2,229.40
0090	INTAKE, TYPE M-A	EACH	1.000	0.000	0.000	\$3,850.00 \$0.00
0100	INTAKE, TYPE M-F	EACH	1.000	0.000	0.000	\$7,150.00 \$0.00
0110	RMVL OF INTAKE+UTILITY ACCESS	EACH	2.000	1.000	1.000	\$550.00 \$550.00
0120	SAFETY CLOSURE	EACH	34.000	34.000	34.000	\$55.00 \$1,870.00
0130	TRAFFIC SIGNALIZATION	LS	1.000	1.000	1.000	\$48,161.92 \$48,161.92
0140	LOOP DETECTOR (ADD/RPLCMNT TO EXIST SYS)	EACH	5.000	5.000	5.000	\$990.00 \$4,950.00
0150	PAINTED PAV'T MARK, WATERBORNE/SOLVENT	STA	251.540	259.480	259.480	\$26.95 \$6,992.99
0160	PERM TAPE MARK, PROFILED PAV'T MARK TAPE	STA	125.770	125.770	125.770	\$302.50 \$38,045.43
0170	PERM TAPE MARK, INTERSECTION MARK TAPE	STA	50.030	45.190	45.190	\$346.50 \$15,658.34
0180	PAINTED SYMBOL+LEGEND, WATERBORNE/SOLVNT	EACH	29.000	29.000	29.000	\$104.50 \$3,030.50
0190	PRE-CUT SYMBL+LEGND, INTERSECT MARK TAPE	EACH	29.000	29.000	29.000	\$374.00 \$10,846.00
0200	GROOVE CUT - PAV'T MARK	STA	175.800	170.960	170.960	\$21.29 \$3,639.74
0210	GROOVE CUT - SYMBOL+LEGEND	EACH	29.000	29.000	29.000	\$93.50 \$2,711.50
0220	TRAFFIC CONTROL	LS	1.000	1.000	1.000	\$6,582.40 \$6,582.40
0230	FLAGGER	DAY	30.000	18.000	18.000	\$295.00 \$5,310.00
0240	CHANGEABLE MESSAGE SIGN, PORTABLE	CDAY	30.000	26.000	26.000	\$110.00 \$2,860.00
0250	MOBILIZATION	LS	1.000	1.000	1.000	\$20,567.10 \$20,567.10
8001	PATCHES, FULL DEPTH FINISH, BY AREA	SY	13.380	13.380	13.380	\$197.97 \$2,648.84
8002	PLUG AND FILL ABANDONED SEWER AND MANHOLE	LS	4974.500	4,974.500	4,974.500	\$1.00 \$4,974.50
8003	EXCAVATE AND REPLACE UNSUITABLE SUBGRADE	LS	1510.000	1,510.000	1,510.000	\$1.00 \$1,510.00
8004	TRAFFIC CONTROL FOR REPAIR AT 6TH & COLLEGE	LS	377.300	377.300	377.300	\$1.00 \$377.30

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