

DATE April 23, 2007

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2ND AVENUE TRAFFIC SIGNAL IMPROVEMENTS AT DOUGLAS & MADISON AVENUES, IOWA SIGNAL 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 2nd Avenue Traffic Signal Improvements at Douglas & Madison Avenues, 04-2005-006, in accordance with the contract approved between Iowa Signal Inc., Wayne Lesley, President, 7840 University Blvd., Des Moines, IA 50325, under Roll Call No. 06-297, of February 6, 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 \$132,332.94 is the total cost, of which \$121,826.33 has been paid the Contractor, and \$3,889.96 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$6,616.65 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.

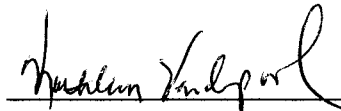
BE IT FURTHER RESOLVED: That the Engineering Department be and is hereby authorized and directed to notify all persons and firms with outstanding Chapter 573 claims against said project, that the project has been given final acceptance as completed by this City Council, that they have 60 days from such 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: 2007-2008 CIP, Page Traffic-5, City-wide Signals, Channelization, and School Crossing Protection Program, TFC091, Various Funding, Being:

 \$65,663.82 in Iowa DOT Traffic Safety Funds (Maximum \$120,000) for construction only under Agreement No. 2005-TS-015 for 2nd and Douglas Intersection and \$66,669.12 in Iowa DOT Traffic Safety Funds (Maximum \$80,000) for construction only under Agreement No. 2006-TS-011 for 2nd and Madison Intersection

CS-TSF-1945(689)--85-77, CS-TSF-1945(699)--85-77

★ **Roll Call Number**

Agenda Item Number

10

DATE April 23, 2007

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

MOTION CARRIED

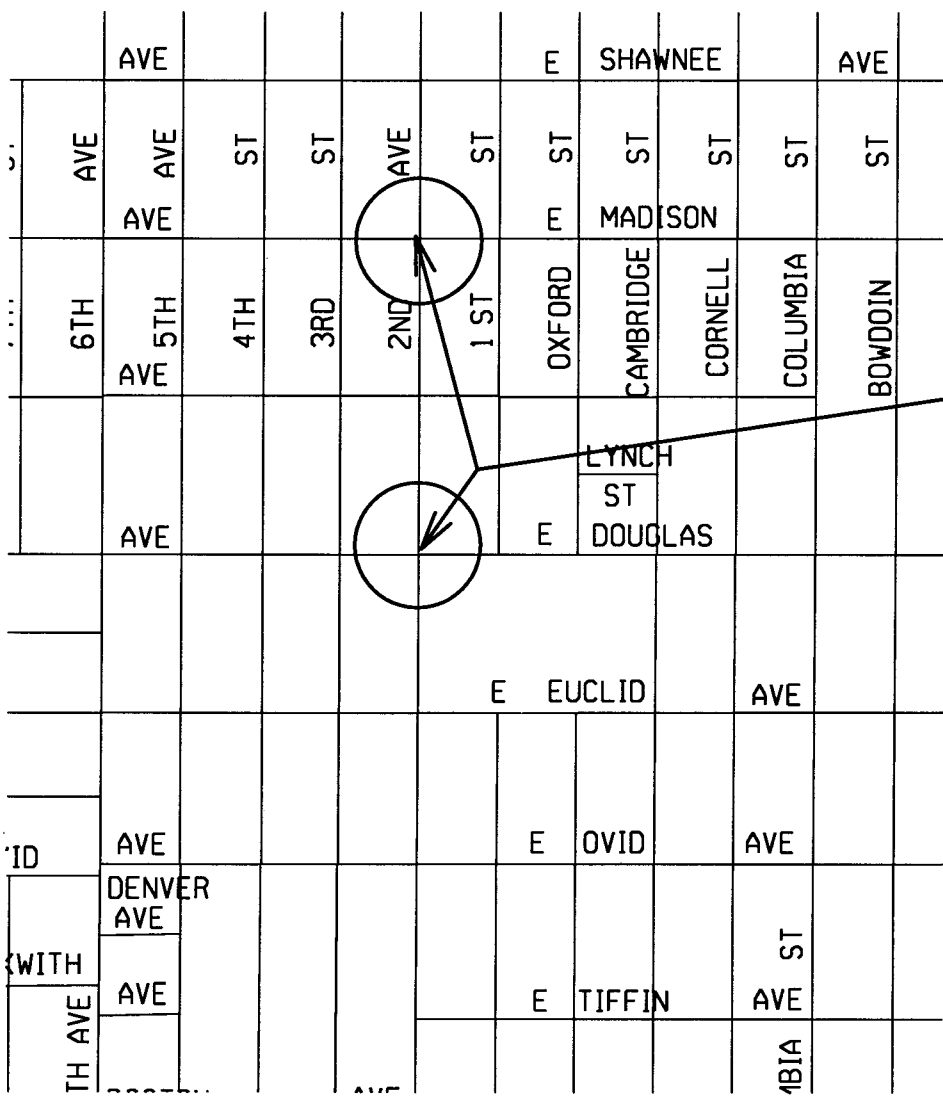
APPROVED

Mayor

I, Diane Rauh, City Clerk of said City Council, hereby certify that at a meeting of the City Council, held on the above date, among other proceedings the above was adopted.

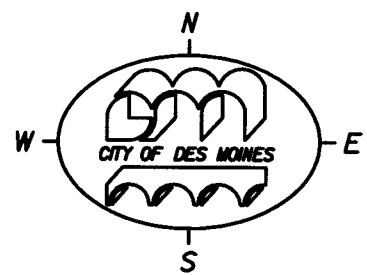
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

City Clerk



PROJECT LOCATIONS

T:\ENG\Design\04-2005-006 - 2nd Ave Signals et Douglas-Madison\Drawings\Loc.Map\DC.Map.DGN 11-APR-2007 13:03



**2ND AVENUE TRAFFIC SIGNAL
IMPROVEMENTS
AT DOUGLAS & MADISON AVENUES
ACTIVITY ID 04-2005-006**

10

PROJECT SUMMARY

2nd Ave Traffic Signal Improvements at D

Activity ID 04-2005-006

On February 6, 2006, under Roll Call No. 06-297, the City Council awarded the contract for the above improvements to Iowa Signal Inc., in the amount of \$128,238.24 to install traffic improvements at 2nd Ave. at Douglas & Madison Ave's.

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	2/13/2007 Concrete replacement on the SE corner of intersection (2nd & Douglas)	Engineering	\$3,044.70
2	2/13/2007 Bore 2" duct along SE corner of 2nd & Madison for communication cable.	Engineering	\$1,050.00
Original Contract Amount			\$128,238.24
Total Change Orders			\$4,094.70
Percent of Change Orders to Original Contract			3.19%
Final Contract Amount			\$132,332.94

April 23, 2007

CERTIFICATION OF COMPLETION

AGENDA HEADING:

Accepting completed construction and approving final payment for the 2nd Avenue Traffic Signal Improvements at Douglas & Madison Avenues, Iowa Signal 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: \$132,332.94 As-Built Contract Cost

Funding Source: 2007-2008 CIP, Page Traffic-5, City-wide Signals, Channelization, and School Crossing Protection Program, TFC091, Various Funding, Being: \$65,663.82 in Iowa DOT Traffic Safety Funds (Maximum \$120,000) for construction only under Agreement No. 2005-TS-015 for 2nd and Douglas Intersection and \$66,669.12 in Iowa DOT Traffic Safety Funds (Maximum \$80,000) for construction only under Agreement No. 2006-TS-011 for 2nd and Madison Intersection

CERTIFICATION OF COMPLETION:

On February 6, 2006, under Roll Call No. 06-297, the City Council awarded a contract to Iowa Signal Inc., Wayne Lesley, President, 7840 University Blvd., Des Moines, IA 50325 for the construction of the following improvement:

2nd Avenue Traffic Signal Improvements at Douglas & Madison Avenues, 04-2005-006

Remove existing signals and the purchase and installation of materials for new traffic signals; all in accordance with the contract documents, including Plan File Nos. 460-76/89 at 2nd Avenue and Douglas Avenue and 2nd Avenue and Madison Avenue, Des Moines, Iowa

I hereby certify that the construction of said 2nd Avenue Traffic Signal Improvements at Douglas & Madison Avenues, Activity ID 04-2005-006, 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 April 5, 2006, and was completed on April 16, 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

I further certify that \$132,332.94 is the total cost of said improvement, of which \$121,826.33 has been paid the Contractor and \$3,889.96 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$6,616.65 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.

A handwritten signature in black ink, appearing to read "Jeb E. Brewer". The signature is fluid and cursive, with a small mark at the end.

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

