



Roll Call Number

Agenda Item Number

10 A

DATE April 26, 2010

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2009 DESIGNATED NEIGHBORHOOD SIDEWALK REPLACEMENT PROGRAM, MPS ENGINEERS, P.C.

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 2009 Designated Neighborhood Sidewalk Replacement Program, 09-2009-002, in accordance with the contract approved between MPS Engineers, P.C., Umesh G. Shetye, President, 4949 Westown Parkway, Suite 165-126, West Des Moines, IA 50266, under Roll Call No. 09-1143, of June 22, 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 \$142,469.07 is the total cost, of which \$135,314.42 has been paid the Contractor, and \$31.20 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$7,123.45 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 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:

[Signature of Kathleen Vanderpool]

Kathleen Vanderpool Deputy City Attorney

FUNDS AVAILABLE

[Signature of Allen McKinley]

Allen McKinley Des Moines Finance Director

Funding Source: 2010-2011 CIP, Page Street-32, Neighborhood Infrastructure Rehabilitation Program, STR205, G. O. Bonds

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GREISS, HENSLEY, MAHAFFEY, MEYER, MOORE, and 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.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

# PROJECT SUMMARY

## 2009 Designated Neighborhood Sidewalk Re Activity ID 09-2009-002

On June 22, 2009, under Roll Call No. 09-1143, the City Council awarded the contract for the above improvements to MPS Engineers, P.C., in the amount of \$257,242.50 to construct Portland cement concrete sidewalks four(4) inches thick (six(6) inches thick at driveways) and six(6) inch driveway approaches, together with all necessary appurtenances; in accordance with the contract documents at:

Various Neighborhood Infrastructure Rehabilitation Program(NIRP) eligible locations.

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	4/7/2010 To adjust quantities to as-built amount.	Engineering	(\$114,773.43)
<b>Original Contract Amount</b>			\$257,242.50
<b>Total Change Orders</b>			(\$114,773.43)
<b>Percent of Change Orders to Original Contract</b>			-44.62%
<b>Final Contract Amount</b>			\$142,469.07

April 26, 2010

**CERTIFICATION OF COMPLETION**



**AGENDA HEADING:**

Accepting completed construction and approving final payment for the 2009 Designated Neighborhood Sidewalk Replacement Program, MPS Engineers, P.C..

**SYNOPSIS:**

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

**FISCAL IMPACT:**

Amount: \$142,469.07 As-Built Contract Cost

Funding Source: 2010-2011 CIP, Page Street-32, Neighborhood Infrastructure Rehabilitation Program, STR205, G. O. Bonds

**CERTIFICATION OF COMPLETION:**

On June 22, 2009, under Roll Call No. 09-1143, the City Council awarded a contract to MPS Engineers, P.C., Umesh G. Shetye, President, 4949 Westown Parkway, Suite 165-126, West Des Moines, IA 50266 for the construction of the following improvement:

2009 Designated Neighborhood Sidewalk Replacement Program, 09-2009-002

The improvement includes placement of Portland cement concrete sidewalks, four (4) inches thick, (six (6) inches thick at driveways and driveway approaches), six (6) inches thick at handicapped ramps, together with all appurtenances in a cooperative effort with the City of Des Moines Public Works Department, in accordance with the contract documents at various Neighborhood Infrastructure Rehabilitation Program (NIRP) eligible locations. Sidewalk will be replaced at locations inspected by the Public Works Department. Handicapped accessible ramps will also be constructed in the vicinity where sidewalks will be replaced

I hereby certify that the construction of said 2009 Designated Neighborhood Sidewalk Replacement Program, Activity ID 09-2009-002, 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 July 10, 2009, and was completed on April 19, 2010.

I further certify that \$142,469.07 is the total cost of said improvement, of which \$135,314.42 has been paid the Contractor and \$31.20 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$7,123.45 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.

A handwritten signature in black ink, appearing to read "Jeb E. Brewer" with a stylized flourish at the end.

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

**ESTIMATE OF CONSTRUCTION COMPLETED**  
FOR WORK DONE FROM 11/5/09 TO 11/17/09

ACTIVITY ID 09-2009-002

DATE: 4/2/10

**FINAL**

**PROJECT: 2009 Designated Neighborhood Sidewalk Replacement**  
**CONTRACTOR: MPS Engineers, P.C.**

**FINAL**

LINE NO.	DESCRIPTION	UNIT	UNITS			UNIT PRICE	TOTAL AMOUNT
			ESTIMATED	AUTHORIZED	CONSTRUCTED TO DATE		
1	SIDEWALK, 4" PCC	SY	11,600.000	11,600.000	6,588.8495	\$17.90	\$117,940.41
2	SIDEWALK, 6" PCC	SY	1,200.000	1,200.000	687.0800	\$22.90	\$15,734.13
3	DRIVEWAY, 6" PCC	SY	650.000	650.000	0.0000	\$22.90	\$0.00
4	HANDICAPPED RAMPS, W/TRUNCATED DOMES	SY	150.000	150.000	182.2700	\$48.25	\$8,794.53
	TOTAL CONTRACT AMOUNT PLUS CHANGE ORDERS						
	PARTIAL PAYMENT NO. 1		\$142,469.07				
	PARTIAL PAYMENT NO. 2		\$39,959.19				
	PARTIAL PAYMENT NO. 3		\$44,896.88				
	PARTIAL PAYMENT NO. 4		\$28,147.43				
	THIS PARTIAL PAYMENT		\$22,310.92				
	TOTAL PARTIAL PAYMENTS		\$31.20				
	BALANCE		\$135,345.62				
			\$7,123.45				
	Percent Complete	100%					
	TOTAL						\$142,469.07
	RETAINAGE						\$7,123.45
	TOTAL LESS RETAINAGE						\$135,345.62
	LESS PREVIOUS PAYMENT						\$135,314.42
	AMOUNT DUE						\$31.20

PREPARED BY: 

CHECKED BY: 

**FINAL**

10A