

DATE June 22, 2009

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2008 PARK AND CEMETERY HMA IMPROVEMENTS, 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 2008 Park and Cemetery HMA Improvements, 11-2008-007, 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. 08-1140, of June 23, 2008, 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 \$428,530.91 is the total cost, of which \$388,527.30 has been paid the Contractor, and \$18,577.06 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$21,426.55 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.

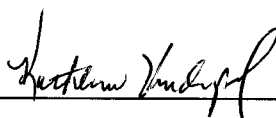
BE IT FURTHER RESOLVED: That the Engineering Department be and is hereby authorized and directed to notify all persons and firms with outstanding Chapter 573 claims against said project, that the project has been given final acceptance as completed by this City Council, that they have 60 days from such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

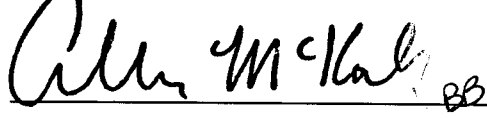
BE IT FURTHER RESOLVED: That the Des Moines Finance Director be and is hereby authorized to release said retainage if suit is not filed as above provided.


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-15, Neighborhood Park Improvements, PKS137, Being:  \$185,530.91 in G. O. Bonds from PKS137 for improvements at the East Side Library: \$212,000 in G. O. Bonds from PKS138, Cemetery Infrastructure and Improvements, Page Park-5, for improvements at Glendale, Woodland, and Laurel Hill Cemeteries; and \$31,000 in G. O. Bonds from BLD111, Parking Lot Rehabilitation, Page Building-15, for improvements at the Police Station

★ Roll Call Number

Agenda Item Number

9A

DATE June 22, 2009

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

MOTION CARRIED

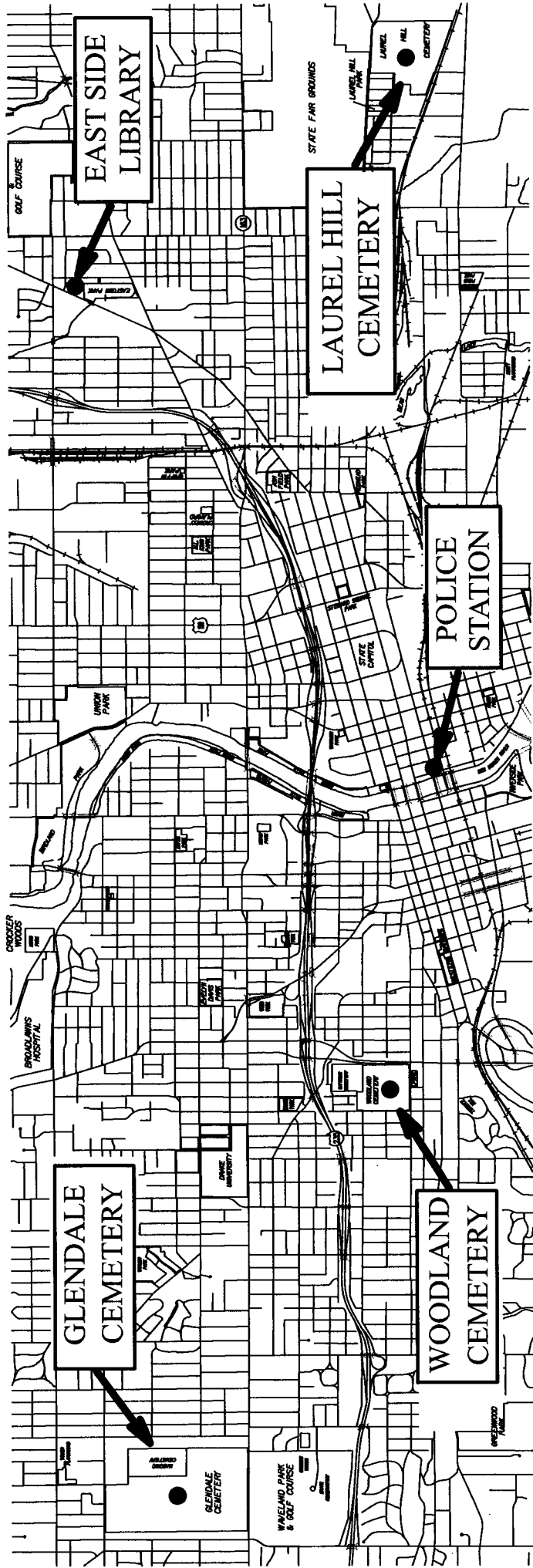
APPROVED

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



# 2008 PARK & CEMETERY HMA IMPROVEMENTS

ACT ID 11-2008-007

9A

9A

# PROJECT SUMMARY

## 2008 Park & Cemetery HMA Improvements

### Activity ID 11-2008-007

On June 23, 2008, under Roll Call No. 08-1140, the City Council awarded the contract for the above improvements to Grimes Asphalt & Paving Corp., in the amount of \$409,450.00 to place new asphalt surfaces on roadways and parking lots.

Tabulated below is a history of project change orders.

| <b>Change<br/>Order No.</b>                          | <b>Description</b>  | <b>Initiated<br/>By</b> | <b>Amount</b> |
|--|---|-------------------------|---------------|
| 1  | 12/30/2008<br>Provide flyash, repair bike trails, lower electrical conduits,<br>and repair streetprint.   | User                    | \$13,965.37   |
| 2  | Adjust contract item amounts to as-built quantities.<br>Provide additional striping and mulch at Teachout.<br>Remove approach at Teachout. Fill void and construct<br>intake at Laurel Hill. Repair intake and MH at Woodland<br>and place patches at Westchester and Science Center. | User                    | \$5,115.54    |
| <b>Original Contract Amount</b>                      |   |                         | \$409,450.00  |
| <b>Total Change Orders</b>                           |   |                         | \$19,080.91   |
| <b>Percent of Change Orders to Original Contract</b> |   |                         | 4.66%         |
| <b>Final Contract Amount</b>                         |   |                         | \$428,530.91  |

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June 22, 2009

**CERTIFICATION OF COMPLETION**



**AGENDA HEADING:**

Accepting completed construction and approving final payment for the 2008 Park and Cemetery HMA Improvements, 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: \$428,530.91 As-Built Contract Cost

Funding Source: 2009-2010 CIP, Page Park-15, Neighborhood Park Improvements, PKS137, Being: \$185,530.91 in G. O. Bonds from PKS137 for improvements at the East Side Library; \$212,000 in G. O. Bonds from PKS138, Cemetery Infrastructure and Improvements, Page Park-5, for improvements at Glendale, Woodland, and Laurel Hill Cemeteries; and \$31,000 in G. O. Bonds from BLD111, Parking Lot Rehabilitation, Page Building-15, for improvements at the Police Station

**CERTIFICATION OF COMPLETION:**

On June 23, 2008, under Roll Call No. 08-1140, 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:

2008 Park and Cemetery HMA Improvements, 11-2008-007

The improvement includes overlaying existing roads and parking lots, storm sewer construction and earthwork; all in accordance with the contract documents, including Plan File Nos. 490-1/9 at the following locations in Des Moines, Iowa:

- Glendale Cemetery, 4909 University Avenue
- Laurel Hill Cemetery, 3601 E. Court Avenue
- Woodland Cemetery, 2019 Woodland Avenue
- East Side Library, 2559 Hubbell Avenue
- Police Station, 25 E. 1st Street

I hereby certify that the construction of said 2008 Park and Cemetery HMA Improvements, Activity ID 11-2008-007, 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 August 6, 2008, and was completed on June 9, 2009.

9A

I further certify that \$428,530.91 is the total cost of said improvement, of which \$388,527.30 has been paid the Contractor and \$18,577.06 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$21,426.55 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

**ESTIMATE OF CONSTRUCTION COMPLETED**  
FOR WORK DONE FROM 1/15/09 TO 5/29/09  
**PARTIAL PAYMENT NO. 4 (FINAL)**

ACTIVITY ID: 11-2008-007

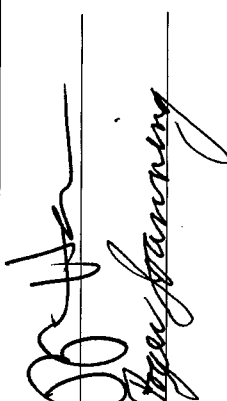
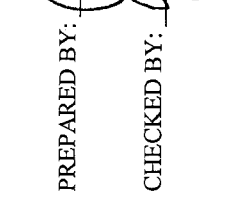
DATE: 5/29/09

**PROJECT: 2008 PARK & CEMETERY HMA IMPROVEMENTS**  
**CONTRACTOR: GRIMES ASPHALT & PAVING CORP.**

PARTIAL PAYMENT NO. 4 (FINAL)

| LINE NO. | DESCRIPTION   | UNIT             | UNITS        |            |                     | TOTAL AMOUNT |
|----------|---|------------------|--------------|------------|---------------------|--------------|
|          |   |                  | ESTIMATED    | AUTHORIZED | CONSTRUCTED TO DATE |              |
| 1        | HMA (300K ESAL) B 3/4 NO FRIC.                      | TON              | 950          | 950        | 1,034,000           | \$73,414.00  |
| 2        | HMA (300K ESAL) SUR 1/2 NO FRIC.                    | TON              | 3100         | 3100       | 2,794,830           | \$217,996.74 |
| 3        | PULVERIZE & COMPACT ASPHALT PVMT, CEMETERIES        | SY               | 9400         | 9400       | 9,400,000           | \$18,800.00  |
| 4        | CURB & GUTTER, 24" PCC                              | LF               | 200          | 200        | 203,800             | \$4,483.60   |
| 5        | STORM SEWER, 15" RCP                                | LF               | 300          | 300        | 284,000             | \$11,360.00  |
| 6        | INTAKE, POURED                                      | EACH             | 3            | 3          | 3,000               | \$2,500.00   |
| 7        | LOT STRIPING, LIBRARY                               | LS               | 1            | 1          | 1,000               | \$880.00     |
| 8        | SOIL, REMOVE, LIBRARY                               | CY               | 50           | 50         | 310,000             | \$4,960.00   |
| 9        | ASPHALT MILLINGS, PROVIDE, LIBRARY                  | TON              | 50           | 50         | 0,000               | \$0.00       |
| 10       | PAVEMENT REMOVAL, LIBRARY LOT                       | LS               | 1            | 1          | 1,000               | \$2,200.00   |
| 11       | CURB & GUTTER, REM. & REPL., CEMETERY               | LF               | 1,370        | 1,370      | 1,500,000           | \$18,000.00  |
| 12       | EARTHWORK, LIBRARY                                  | LS               | 1            | 1          | 1,000               | \$9,000.00   |
| 13       | PVMT REMOVAL, 3" ASPHALT, LIBRARY                   | LS               | 1            | 1          | 1,000               | \$8,000.00   |
| 14       | MILL GUTTERS, LIBRARY                               | LS               | 1            | 1          | 1,000               | \$3,200.00   |
| 15       | MILL TIPPED CURB, GLENDALE                          | LS               | 1            | 1          | 1,000               | \$3,300.00   |
| 16       | REMOVE MILLINGS, WOODLAND                           | LS               | 1            | 1          | 1,000               | \$1,000.00   |
| 17       | LOT STRIPING, POLICE                                | LS               | 1            | 1          | 1,000               | \$770.00     |
| 18       | MH ADJUSTING RING                                   | EACH             | 2            | 2          | 2,000               | \$420.00     |
| 19       | INTAKE ADJUSTING RING                               | EACH             | 1            | 1          | 0,000               | \$0.00       |
| 20       | PROJECT SIGN - SMALL                                | EACH             | 1,000        | 1,000      | 1,000               | \$220.00     |
| 21       | REMOVE CURB & GUTTER, GLENDALE                      | LS               | 1,000        | 1,000      | 1,000               | \$1,690.00   |
| CO 1     | FLY ASH, TRAIL REPAIRS, ELEC., STREETPRINT          |                  |              |            |                     | \$13,965.37  |
| CO 2     | SAWCUTTING, INTAKES, PATCHES & K-KRETE              |                  |              |            |                     | \$18,371.20  |
| CO 2     | ADJUST CONTRACT ITEM AMOUNTS TO AS-BUILT QUANTITIES |                  |              |            |                     |              |
|          | TOTAL CONTRACT AMOUNT PLUS CHANGE ORDERS            |                  | \$428,530.91 |            |                     |              |
|          | PARTIAL PAYMENT NO. 1                               |                  |              |            |                     |              |
|          | PARTIAL PAYMENT NO. 2                               |                  | \$326,743.00 |            |                     |              |
|          | PARTIAL PAYMENT NO. 3                               |                  | \$48,517.20  |            |                     |              |
|          | THIS PARTIAL PAYMENT                                |                  | \$13,267.10  |            |                     |              |
|          | TOTAL PARTIAL PAYMENTS                              |                  | \$18,577.06  |            |                     |              |
|          | BALANCE   |                  | \$407,104.36 |            |                     |              |
|          |   | Percent Complete | 100%         |            |                     |              |
|          | TOTAL   |                  |              |            |                     | \$428,530.91 |
|          | RETAINAGE   |                  |              |            |                     | \$21,426.55  |
|          | TOTAL LESS RETAINAGE                                |                  |              |            |                     | \$407,104.36 |
|          | LESS PREVIOUS PAYMENT                               |                  |              |            |                     | \$388,527.30 |
|          | AMOUNT DUE  |                  |              |            |                     | \$18,577.06  |

PARTIAL PAYMENT NO. 4 (FINAL)

PREPARED BY:   
CHECKED BY: 

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