

DATE July 9, 2007

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2007 AQUATIC CENTER SHADE STRUCTURES, P. G. CONSTRUCTION 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 2007 Aquatic Center Shade Structures, 11-2007-013, in accordance with the contract approved between P. G. Construction Inc., Keith Purdy, President, 34 E. Gray Street, Des Moines, IA 50315, under Roll Call No. 07-495, of March 12, 2007, and the City of Des Moines, and recommending the acceptance thereof, be and the same is hereby approved, and accepted, and

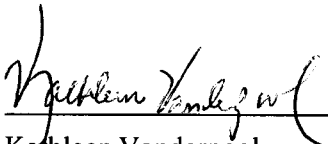
BE IT FURTHER RESOLVED: That \$37,800.00 is the total cost, of which \$34,352.00 has been paid the Contractor, and \$1,558.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$1,890.00 is to be paid at the end of thirty days, provided no claims 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.

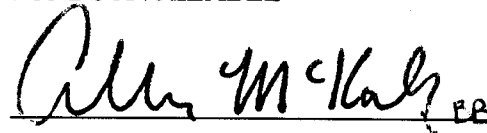
BE IT FURTHER RESOLVED: That the Des Moines Finance Director be and is hereby authorized to release said retainage if suit is not filed as above provided.

Moved by _____ to adopt.

FORM APPROVED:


Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE


Allen McKinley
Des Moines Finance Director

Funding Source: 2007-2008 CIP, Page Park-28, Swimming Pools and Aquatic Infrastructure, PKS153, G. O. Bonds

★ Roll Call Number

Agenda Item Number

13A

Date July 9, 2007

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

13A



NORTHWEST

BIRDLAND

TEACHOUT

**AQUATIC
CENTER
LOCATIONS**

ASHWORTH

NAHAS

**2007 AQUATIC CENTER SHADE STRUCTURES
ACTIVITY ID - 11-2007-013**

PROJECT SUMMARY

2007 Aquatic Center Shade Structures

Activity ID 11-2007-013

On March 12, 2007, under Roll Call No. 07-495, the City Council Awarded the contract for the above improvements to P.G. Construction, Inc., in the amount of \$36,160.00 to install shade structures at the City aquatic centers.

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 | 5/31/2007 Remove sand and placed crushed rock at Teachout | Engineering | \$1,700.00 |
| Original Contract Amount | | | \$36,100.00 |
| Total Change Orders | | | \$1,700.00 |
| Percent of Change Orders to Original Contract | | | 4.71% |
| Final Contract Amount | | | \$37,800.00 |

13A

July 9, 2007

CERTIFICATION OF COMPLETION

AGENDA HEADING:

Accepting completed construction and approving final payment for the 2007 Aquatic Center Shade Structures, P. G. Construction 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: \$37,800.00 As-Built Contract Cost

Funding Source: 2007-2008 CIP, Page Park-28, Swimming Pools and Aquatic Infrastructure, PKS153, G. O. Bonds

CERTIFICATION OF COMPLETION:

On March 12, 2007, under Roll Call No. 07-495, the City Council awarded a contract to P. G. Construction Inc., Keith Purdy, President, 34 E. Gray Street, Des Moines, IA 50315 for the construction of the following improvement:

2007 Aquatic Center Shade Structures, 11-2007-013

The improvement includes the installation of 13 shade structures, one PCC slab, fence, and restoration; all in accordance with the contract documents, including Plan File Nos. 472-47/52 at Northwest Aquatic Center, 2701 50th Street, Ashworth Aquatic Center, 100 45th Street, Birdland Aquatic Center, 300 Holcomb Avenue, Teachout Aquatic Center, 2601 Hubbell Avenue, and Nahas Aquatic Center, 1101 Porter Avenue, Des Moines, Iowa

I hereby certify that the construction of said 2007 Aquatic Center Shade Structures, Activity ID 11-2007-013, 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 13, 2007, and was completed on June 26, 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 \$37,800.00 is the total cost of said improvement, of which \$34,352.00 has been paid the Contractor and \$1,558.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$1,890.00 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 that reads "Jeb E. Brewer". The signature is written in a cursive style with a large initial "J" and "B".

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

ESTIMATE OF CONSTRUCTION COMPLETED
FOR WORK DONE FROM 5/23/07 TO 6/19/07
PARTIAL PAYMENT NO. 3 (FINAL)

PROJECT: 2007 AQUATIC CENTER SHADE STRUCTURES
CONTRACTOR: P.G. CONSTRUCTION, INC.

PARTIAL PAYMENT NO. 3 (FINAL)

| LINE NO. | DESCRIPTION | UNIT | UNITS | | | TOTAL AMOUNT |
|--|---------------------------------|------|-------------|------------|-----------------------|--------------|
| | | | ESTIMATED | AUTHORIZED | CONSTRUCTED TO DATE | |
| 1 | SHADE STRUCTURE, 2-POST HIP | EACH | 12 | 12 | 12.000 | \$24,990.00 |
| 2 | SHADE STRUCTURE, 4-POST HIP | EACH | 1 | 1 | 1.000 | \$4,450.00 |
| 3 | PCC SLAB, 5" THICK, TEACHOUT | JOB | 1 | 1 | 1.000 | \$4,160.00 |
| 4 | FENCE, TEACHOUT | JOB | 1 | 1 | 1.000 | \$2,500.00 |
| CO 1 | REMOVE SAND, PLACE CRUSHED ROCK | JOB | 1 | 1 | 1.000 | \$1,700.00 |
| TOTAL CONTRACT AMOUNT PLUS CHANGE ORDERS | | | \$37,800.00 | | | |
| PARTIAL PAYMENT NO. 1 | | | \$31,129.60 | | | |
| PARTIAL PAYMENT NO. 2 | | | \$3,222.40 | | | |
| THIS PARTIAL PAYMENT | | | \$1,558.00 | | | |
| TOTAL PARTIAL PAYMENTS | | | \$35,910.00 | | | |
| BALANCE | | | \$1,890.00 | | | |
| Percent Complete | | | 100% | | | |
| | | | | | TOTAL | \$37,800.00 |
| | | | | | RETAINAGE | \$1,890.00 |
| | | | | | TOTAL LESS RETAINAGE | \$35,910.00 |
| | | | | | LESS PREVIOUS PAYMENT | \$34,352.00 |
| | | | | | AMOUNT DUE | \$1,558.00 |

PARTIAL PAYMENT NO. 3 (FINAL)

PREPARED BY: 
CHECKED BY: 

13 A