

DATE July 10, 2006

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR BLANK PARK ZOO 2006 WALKWAY REPLACEMENT, SHEETS EXCAVATING, LTD.

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 Blank Park Zoo 2006 Walkway Replacement, 11-2006-018, in accordance with the contract approved between Sheets Excavating, Ltd., Charles Sheets, President, 122 Hillcrest Ridge, Montezuma, IA 50171-3760, under Roll Call No. 06-399, of February 20, 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 \$71,449.54 is the total cost, of which \$67,877.06 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 \$3,572.48 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.

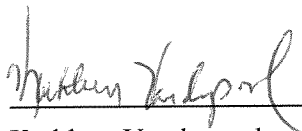
BE IT FURTHER RESOLVED: That the Engineering Department be and is hereby authorized and directed to notify all persons and firms with outstanding Chapter 573 claims against said project, that the project has been given final acceptance as completed by this City Council, that they have 60 days from such 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 Acting Des Moines Finance Director be and is hereby authorized to release said retainage if suit is not filed as above provided.

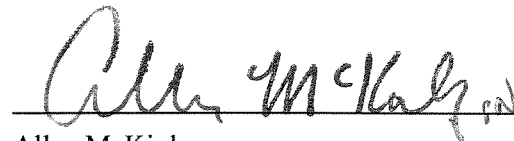
Moved by _____ to adopt.

FORM APPROVED:

FUNDS AVAILABLE



Kathleen Vanderpool
Deputy City Attorney



Allen McKinley
Acting Des Moines Finance Director

Funding Source: 2006-2007 CIP, Page Park-2, Blank Park Zoo Improvements, PKS013, Being: FY-2006 G. O. Bonds

★ Roll Call Number

Agenda Item Number

13 B

DATE July 10, 2006

DRB

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BROOKS				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
VLASSIS				
TOTAL				
MOTION CARRIED			APPROVED	

CERTIFICATE

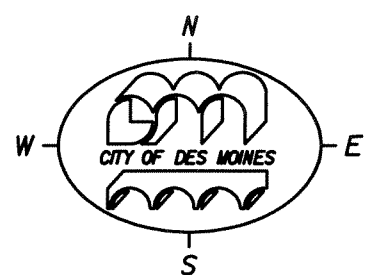
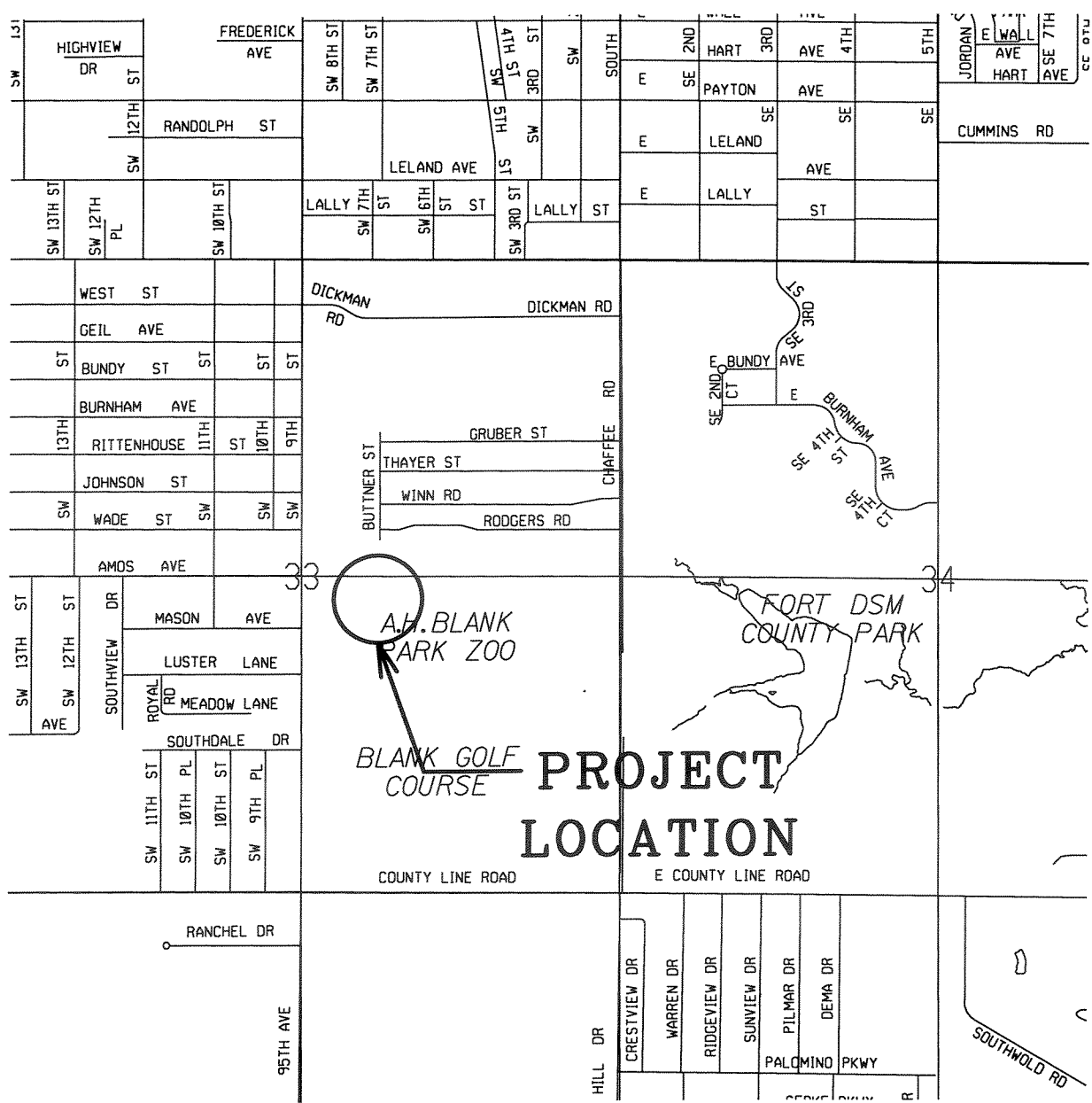
I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

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

Mayor

City Clerk

13 B



**BLANK PARK ZOO
 2006 WALKWAY REPLACEMENT
 ACTIVITY I.D. 11-2006-018**

13 B

PROJECT SUMMARY

Blank Park Zoo 2006 Walkway Improvements

Activity ID 11-2006-018

On February 20, 2006, under Roll Call No. 06-399, the City Council awarded the contract for the Blank Park Zoo 2006 Walkway Improvements to Sheets Excavating, Ltd. The Walkway Improvement project includes removing and replacing HMA walkways, installing PVC conduits 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	The Contractor was asked to mill the scratch coat joints to provide a smooth edge for pedestrians and for maintenance. Contractor was also requested to adjust intakes in the parking lot. Adjust contract quantities to match as-built quantities.	Engineering	(\$3,724.06)
Original Contract Amount			\$75,173.60
Total Change Orders			(\$3,724.06)
Percent of Change Orders to Original Contract			-4.95%
Final Contract Amount			\$71,449.54

13B

July 10, 2006

CERTIFICATION OF COMPLETION

AGENDA HEADING:

Accepting completed construction and approving final payment for the Blank Park Zoo 2006 Walkway Replacement, Sheets Excavating, Ltd..

SYNOPSIS:

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

FISCAL IMPACT:

Amount: \$71,449.54 As-Built Contract Cost

Funding Source: 2006-2007 CIP, Page Park-2, Blank Park Zoo Improvements, PKS013,
Being:
FY-2006 G. O. Bonds

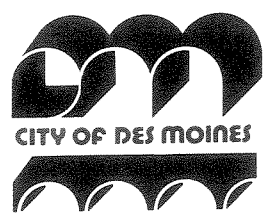
CERTIFICATION OF COMPLETION:

On February 20, 2006, under Roll Call No. 06-399, the City Council awarded a contract to Sheets Excavating, Ltd., Charles Sheets, President, 122 Hillcrest Ridge, Montezuma, IA 50171-3760 for the construction of the following improvement:

Blank Park Zoo 2006 Walkway Replacement, 11-2006-018

Reconstruction of approximately 1150 square yards of 6-Inch HMA walkway including excavation of the subgrade, pavement patching, areas of HMA overlay, and other incidental items; including Plans File Nos. 460-113/114, at Blank Park Zoo, 7401 SW 9th Street, Des Moines, Iowa

I hereby certify that the construction of said Blank Park Zoo 2006 Walkway Replacement, Activity ID 11-2006-018, 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 17, 2006, and was completed on June 28, 2006.



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 \$71,449.54 is the total cost of said improvement, of which \$67,877.06 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 \$3,572.48 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, reading "Jeb E. Brewer, P.E.", with a small flourish at the end.

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