

11B

DATE July 23, 2007

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 7300 BLOCK OF S.W. 12TH STREET EMERGENCY SEWER REPAIR, THE UNDERGROUND COMPANY, 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 7300 Block of S.W. 12th Street Emergency Sewer Repair, 07-2007-002, in accordance with the contract approved between The Underground Company, Ltd., Duane Burkhardt, President, 12245 Dakota Street, Carlisle, IA 50047, under Roll Call No. 07-632, of April 9, 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 \$85,000.00 is the total cost, of which \$60,800.00 has been paid the Contractor, and \$19,950.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$4,250.00 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.

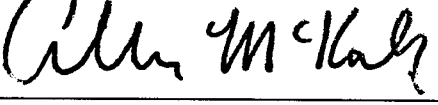
BE IT FURTHER RESOLVED: That the Des Moines Finance Director be and is hereby authorized to release said retainage if suit is not filed as above provided.

Moved by \_\_\_\_\_ to adopt.

FORM APPROVED:

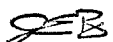
FUNDS AVAILABLE

  
\_\_\_\_\_

  
\_\_\_\_\_

Kathleen Vanderpool  
Deputy City Attorney

Allen McKinley  
Des Moines Finance Director

 Funding Source: 2007-2008 CIP, Page Sanitary-5, City-wide Sanitary Sewers, SAE054, Sanitary Sewer Funds

★ Roll Call Number

.....

Date July 23, 2007

Agenda Item Number

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

**CERTIFICATE**

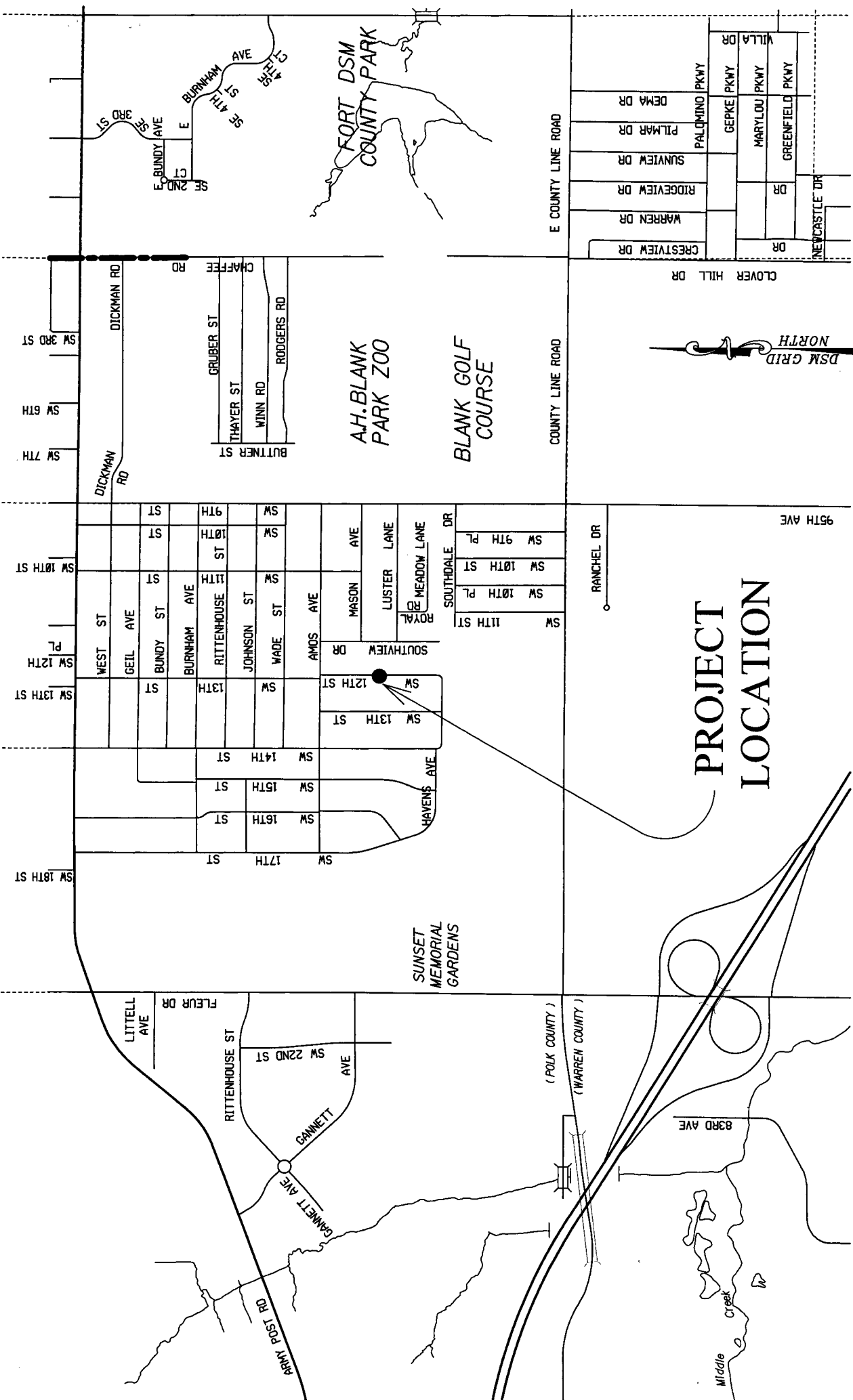
I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

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



**PROJECT  
LOCATION**

**7300 BLOCK OF SW 12TH ST EMERGENCY SEWER REPAIR**

ACTIVITY ID 07-2007-002

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# PROJECT SUMMARY

## 7300 Block SW 12th Emergency Repair

### Activity ID 07-2007-002

On April 9, 2007, under Roll Call No. 07-632, the City Council awarded the contract for the above improvements to The Underground Company, in the amount of \$64,500.00 to repair the sanitary sewer in the 7300 block of SW 12th Street.

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	6/12/2007 Add an additional sanitary sewer spot repair, two service replacements, and adjust contract item amounts to as-built quantities.	Engineering	\$20,500.00
<b>Original Contract Amount</b>			\$64,500.00
<b>Total Change Orders</b>			\$20,500.00
<b>Percent of Change Orders to Original Contract</b>			31.78%
<b>Final Contract Amount</b>			\$85,000.00

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July 23, 2007

**CERTIFICATION OF COMPLETION**

**AGENDA HEADING:**

Accepting completed construction and approving final payment for the 7300 Block of S.W. 12th Street Emergency Sewer Repair, The Underground Company, 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: \$85,000.00 As-Built Contract Cost

Funding Source: 2007-2008 CIP, Page Sanitary-5, City-wide Sanitary Sewers, SAE054, Sanitary Sewer Funds

**CERTIFICATION OF COMPLETION:**

On April 9, 2007, under Roll Call No. 07-632, the City Council awarded a contract to The Underground Company, Ltd., Duane Burkhardt, President, 12245 Dakota Street, Carlisle, IA 50047 for the construction of the following improvement:

7300 Block of S.W. 12th Street Emergency Sewer Repair, 07-2007-002

The emergency work includes all labor, equipment, and materials necessary to complete these sewer spot repairs to the existing 8" sanitary sewer within the street right-of-way in the 7300 and 7400 blocks of S.W. 12th Street and also cleaning and televising of the sanitary sewer between the Location 1 and 2 repairs. The City of Des Moines has determined that the sanitary sewer has collapsed at two locations. The major items of work concerning this repair will include the following:

Location 1: Vicinity of 7306/7307 S.W. 12th Street, 50 feet to 75 feet south of MH HHE034.

Location 2: Vicinity of 7404/7405 S.W. 12th Street, 95 feet to 120 feet north of MH HHE032.

Location 3: To be constructed if the sanitary sewer televising discovers an additional location that has collapsed. If the sanitary sewer between Locations 1 and 2 is found to be in satisfactory condition, Location 3 will not be constructed and the quantities deleted.

I hereby certify that the construction of said 7300 Block of S.W. 12th Street Emergency Sewer Repair, Activity ID 07-2007-002, 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 March 29, 2007, and was completed on July 11, 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

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I further certify that \$85,000.00 is the total cost of said improvement, of which \$60,800.00 has been paid the Contractor and \$19,950.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$4,250.00 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.



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

