

16A

DATE July 24, 2006

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT
FOR 2006 TENNIS COURT RESURFACING PROGRAM, BLACKTOP REPAIR SERVICE 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 2006 Tennis Court Resurfacing Program, 11-2006-020, in accordance with the contract approved between Blacktop Repair Service Inc., Patricia J. Hicks, President, 16340 Nowthen Blvd., Anoka, MN 55303, under Roll Call No. 06-1043, of May 22, 2006, and the City of Des Moines, and recommending the acceptance thereof, be and the same is hereby approved, and accepted, and

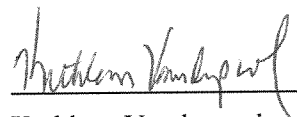
BE IT FURTHER RESOLVED: That \$77,708.40 is the total cost, of which \$0.00 has been paid the Contractor, and \$73,822.98 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$3,885.42 is to be paid at the end of thirty days, provided no claims or 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.

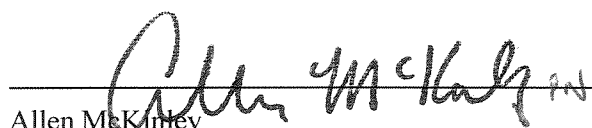
Moved by _____ to adopt.

FORM APPROVED:



Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE



Allen McKinley
Des Moines Finance Director

Funding Source: 2006-2007 CIP, Page Park-11, Neighborhood Park Improvements Program, PKS137, G. O. Bonds



Roll Call Number

Agenda Item Number

16A

DATE July 24, 2006

DEB

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

Mayor

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.

City Clerk

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PROJECT SUMMARY

2006 Tennis Court Resurfacing

Activity ID 11-2006-020

On May 22, 2006, under Roll Call No. 06-1043, the Des Moines City Council awarded the contract for the above improvement to Blacktop Repair Services Inc. in the amount of \$75,921.50, for work on tennis court facilities in five (5) park sites that includes crack repairs, joint repairs, surface repairs, joint sealing, fence repair, replacement of net post footings and finish course on the ten (10) tennis courts, within the City of Des Moines, Iowa.

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	Repalcement Net Posts, Supply and Install.	User	\$1,786.90
Original Contract Amount			\$75,921.50
Total Change Orders			\$1,786.90
Percent of Change Orders to Original Contract			2.35%
Final Contract Amount			\$77,708.40

A detailed street map of the downtown area of St. Paul, Minnesota. The map shows a grid of streets including NEOLA AVE, UNIVERSITY AVE, ILLINOIS ST, FILMORE ST, FREMONT ST, BUCHANAN ST, WALKER ST, and MAPLE ST. A red circle highlights the intersection of UNIVERSITY AVE and FILMORE ST, with an arrow pointing to it from the text "PROJECT LOCATION". The map also shows the Mississippi River and the Hennepin River.

A detailed street map of the Columbus Park area in St. Louis. The map shows a grid of streets including Clay St, Langer St, Jackson St, Livingston Ave, Dunham St, Polson St, Columbus Ave, and others. A black circle with a thick border highlights the Columbus Park area, and an arrow points to it from the text "PROJECT LOCATION".

A map of the 14th Street area in St. Louis, Missouri, showing the location of Good Park. The map includes streets such as Martin Luther King Jr. Pkwy, 14th St, 15th St, 16th St, 17th St, 18th St, 19th St, 20th St, 21st St, 22nd St, 23rd St, 24th St, 25th St, 26th St, 27th St, 28th St, 29th St, 30th St, 31st St, 32nd St, 33rd St, 34th St, 35th St, 36th St, 37th St, 38th St, 39th St, 40th St, 41st St, 42nd St, 43rd St, 44th St, 45th St, 46th St, 47th St, 48th St, 49th St, 50th St, 51st St, 52nd St, 53rd St, 54th St, 55th St, 56th St, 57th St, 58th St, 59th St, 60th St, 61st St, 62nd St, 63rd St, 64th St, 65th St, 66th St, 67th St, 68th St, 69th St, 70th St, 71st St, 72nd St, 73rd St, 74th St, 75th St, 76th St, 77th St, 78th St, 79th St, 80th St, 81st St, 82nd St, 83rd St, 84th St, 85th St, 86th St, 87th St, 88th St, 89th St, 90th St, 91st St, 92nd St, 93rd St, 94th St, 95th St, 96th St, 97th St, 98th St, 99th St, 100th St. A red circle highlights the area around Good Park, and a red arrow points to it with the text "PROJECT LOCATION".

GRANDVIEW
PARK
&
GOLF COURSE

**PROJECT
LOCATION**

PROJECT LOCATION

WATROUS AVE

14TH ST

BIRCH LANE

ROSE AVE

MAISH AVE

LINDEN AVE

CARRIE AVE

ELDER PL

LEWIS AVE

EMMA AVE

HEROLD AVE

WARDNER PKWY

SW 16TH ST

SW 13TH PL

SW 12TH AVE

SW 11TH AVE

THORNTON AVE

WOLCOTT AVE

ROSE AVE

MAISH AVE

CALLETON AVE

ST THOMAS AVE

SAVERS PARK

SAYERS PARK

2006 TENNIS COURT
RESURFACING PROGRAM
ACTIVITY I.D. 11-2006-020

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July 24, 2006

CERTIFICATION OF COMPLETION

AGENDA HEADING:

Accepting completed construction and approving final payment for the 2006 Tennis Court Resurfacing Program, Blacktop Repair Service 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: \$77,708.40 As-Built Contract Cost

Funding Source: 2006-2007 CIP, Page Park-11, Neighborhood Park Improvements Program, PKS137, G. O. Bonds

CERTIFICATION OF COMPLETION:

On May 22, 2006, under Roll Call No. 06-1043, the City Council awarded a contract to Blacktop Repair Service Inc., Patricia J. Hicks, President, 16340 Nowthen Blvd., Anoka, MN 55303 for the construction of the following improvement:

2006 Tennis Court Resurfacing Program, 11-2006-020

The improvement includes work on tennis court facilities in five(5) park sites that includes crack repairs, joint repairs, surface repairs, joint sealing, fence repair, replacement of net post footings and finish course on the ten(10) tennis courts, all in accordance with the contract documents, including Plan File Nos. 462-035/037, at the following City of Des Moines Parks: Burke Park, E. 7th Street and University Avenue; Columbus Park, SE 2nd Street and Indianola Avenue; Good Park, 17th Street and University Avenue; Grandview Park, E. 32nd Street and Easton Boulevard; Sayers Park, SW 13th Street and Watrous Avenue

I hereby certify that the construction of said 2006 Tennis Court Resurfacing Program, Activity ID 11-2006-020, 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 May 31, 2006, and was completed on July 18, 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

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I further certify that \$77,708.40 is the total cost of said improvement, of which \$0.00 has been paid the Contractor and \$73,822.98 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$3,885.42 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". The signature is fluid and cursive, with a small mark at the end of the line.

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

ENGINEERING DEPARTMENT
CITY OF DES MOINES, IOWA



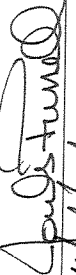

ESTIMATE OF CONSTRUCTION COMPLETED

FOR WORK DONE FROM 05/31/06 TO 06/19/06

PARTIAL PAYMENT NO. 1 - FINAL

Project: 2006 Tennis Court Resurfacing Program
Contractor: Blacktop Services, Inc.

Activity ID: 11-2006-020
Date: 07/12/06

LINE NO.	DESCRIPTION	UNIT	UNITS			CONSTRUCTED TO DATE	UNIT PRICE	TOTAL AMOUNT
			ESTIMATED	AUTHORIZED				
1	Crack Repairs - All Sites	LF	3,735.000	3,735.000		3,735.000	\$3.00	\$11,205.00
2	Joint Repairs - All sites	LF	2,160.000	2,160.000		2,160.000	\$5.45	\$11,772.00
3	Surface Repairs - All Sites	SY	48.000	48.000		48.000	\$20.00	\$960.00
4	Joint Sealing - All Sites	LF	1,290.000	1,290.000		1,290.000	\$5.45	\$7,030.50
5	Finish Course - Burke Park (One Court)	LS	1.000	1.000		1.000	\$3,000.00	\$3,000.00
6	Finish Course - Columbus Park (Two Courts)	LS	1.000	1.000		1.000	\$5,400.00	\$5,400.00
7	Finish Course - Good Park (Four Courts)	LS	1.000	1.000		1.000	\$10,800.00	\$10,800.00
8	Finish Course - Grand View Park (Two Courts)	LS	1.000	1.000		1.000	\$5,400.00	\$5,400.00
9	Finish Course - Sayers Park (One Court)	LS	1.000	1.000		1.000	\$3,000.00	\$3,000.00
10	Fence Work - Burke Park	LS	1.000	1.000		1.000	\$2,600.00	\$2,600.00
11	Fence Work - Good Park	LS	1.000	1.000		1.000	\$5,472.00	\$5,472.00
12	Fence Work - Grand View Park	LS	1.000	1.000		1.000	\$500.00	\$500.00
13	Fence Work - Sayers Park	LS	1.000	1.000		1.000	\$5,582.00	\$5,582.00
14	Replace Net Post Footing - Two Sites	EA	4.000	4.000		4.000	\$800.00	\$3,200.00
CO No. 1	Replacement Net Posts, Supply and Install	LS	-	1.000		1.000	\$1,786.90	\$1,786.90
TOTAL CONTRACT AMOUNT PLUS CHANGE ORDER NO. 1								
			\$77,708.40					
THIS PARTIAL PAYMENT								
			\$73,822.98					
TOTAL PARTIAL PAYMENTS								
			\$73,822.98					
BALANCE								
			\$3,885.42					
PREPARED BY: 								
CHECKED BY: 								
						TOTAL		\$77,708.40
						RETAINAGE		\$3,885.42
						TOTAL LESS RETAINAGE		\$73,822.98
						LESS PREVIOUS PAYMENT		\$0.00
						AMOUNT DUE		\$73,822.98

PARTIAL PAYMENT NO. 1 - FINAL

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