

DATE July 27, 2009

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2008 CITY-WIDE PCC PAVEMENT RESTORATION PROGRAM, T K CONCRETE 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 2008 City-wide PCC Pavement Restoration Program, 06-2008-016, in accordance with the contract approved between T K Concrete Inc., Tony J. VerMeer, President, 1608 Fifield Road, Pella, IA 50219, under Roll Call No. 08-1144, 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 \$141,907.50 is the total cost, of which \$134,812.12 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 \$7,095.38 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 by WS
Kathleen Vanderpool
Deputy City Attorney

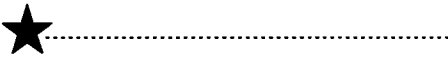
Allen McKinley
Allen McKinley
Des Moines Finance Director

 Funding Source: 2009-2010 CIP, Page Street-8, Concrete Paving Restoration Program - Public Works, STR102, G. O. Bonds

Roll Call Number

Agenda Item Number

10 A



Date July 27, 2009

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

CERTIFICATE

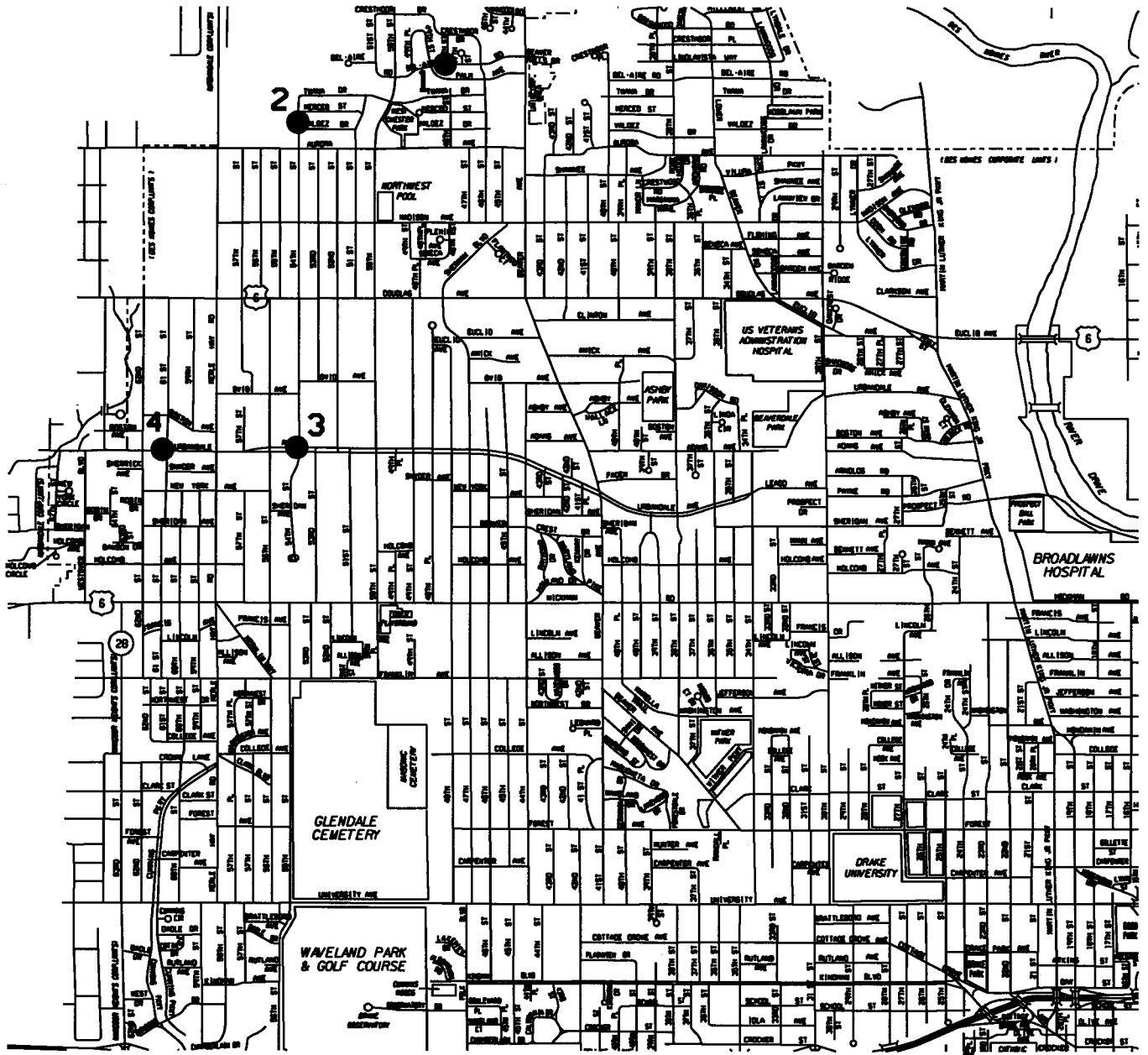
I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

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

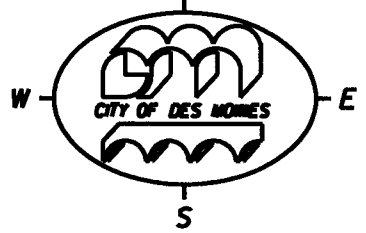
_____ Mayor

_____ City Clerk

2008 CITY-WIDE PCC PAVEMENT RESTORATION PROGRAM ACTIVITY ID 06-2008-016 WARD 1



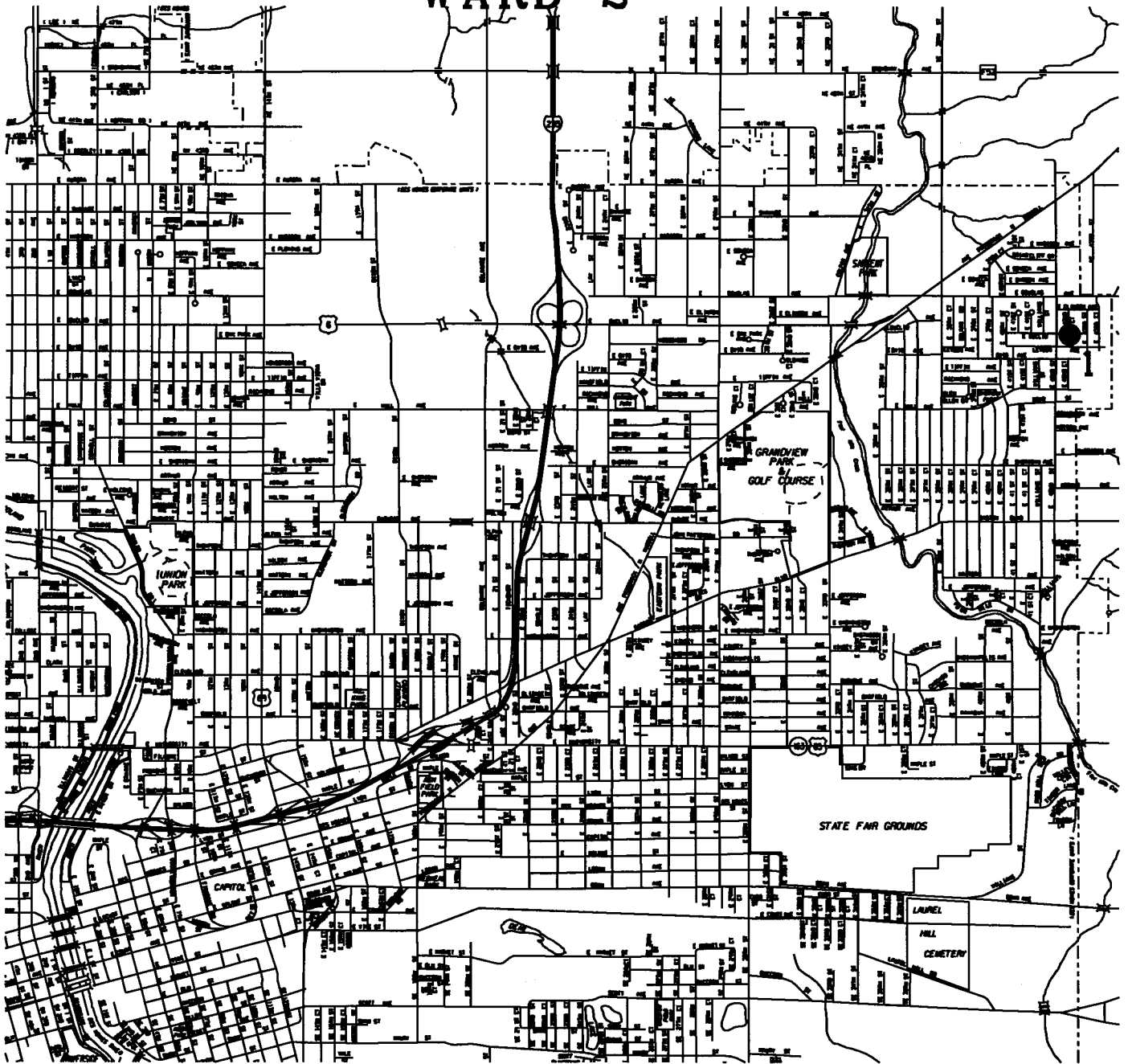
- 1. BEL AIRE RD. - BEAVER TO 50TH
- 2. 54TH ST. - AURORA TO TWANA
- 3. URBANDALE AVE. - MERLE HAY RD. TO 50TH ST.
- 4. URBANDALE AVE. - 64TH ST. TO MERLE HAY RD.



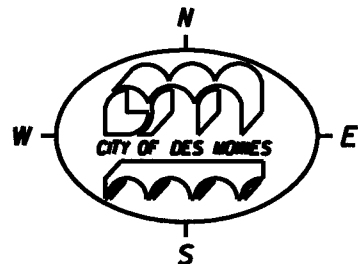
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2008 CITY-WIDE PCC PAVEMENT RESTORATION PROGRAM ACTIVITY ID 06-2008-016

WARD 2

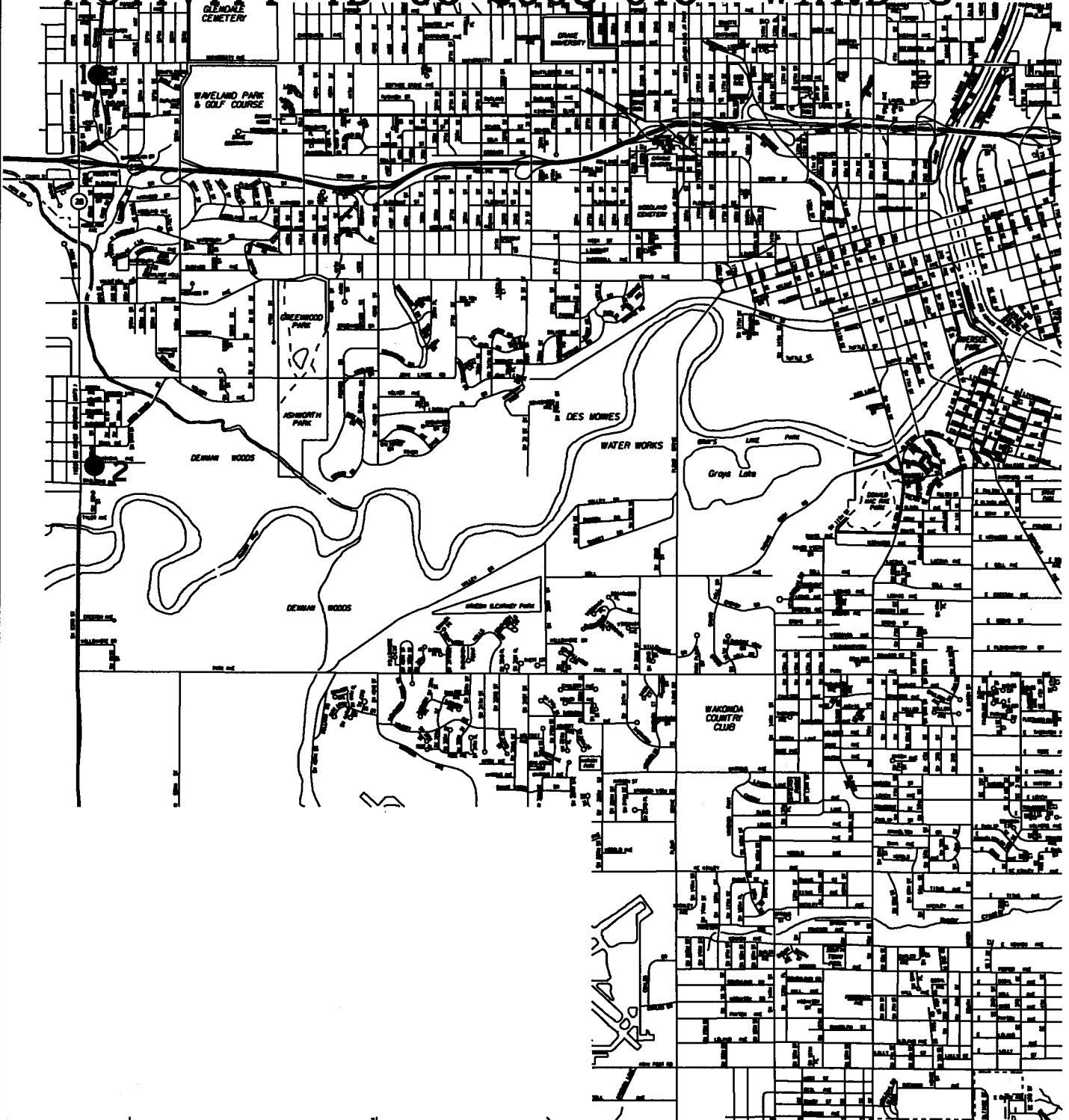


1. EUCLID AVE. - E. 42ND ST. TO E. 43RD ST.

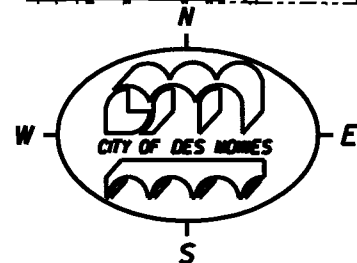


2008 CITY-WIDE PCC
PAVEMENT RESTORATION PROGRAM
ACTIVITY ID 06-2008-016 WARD 3

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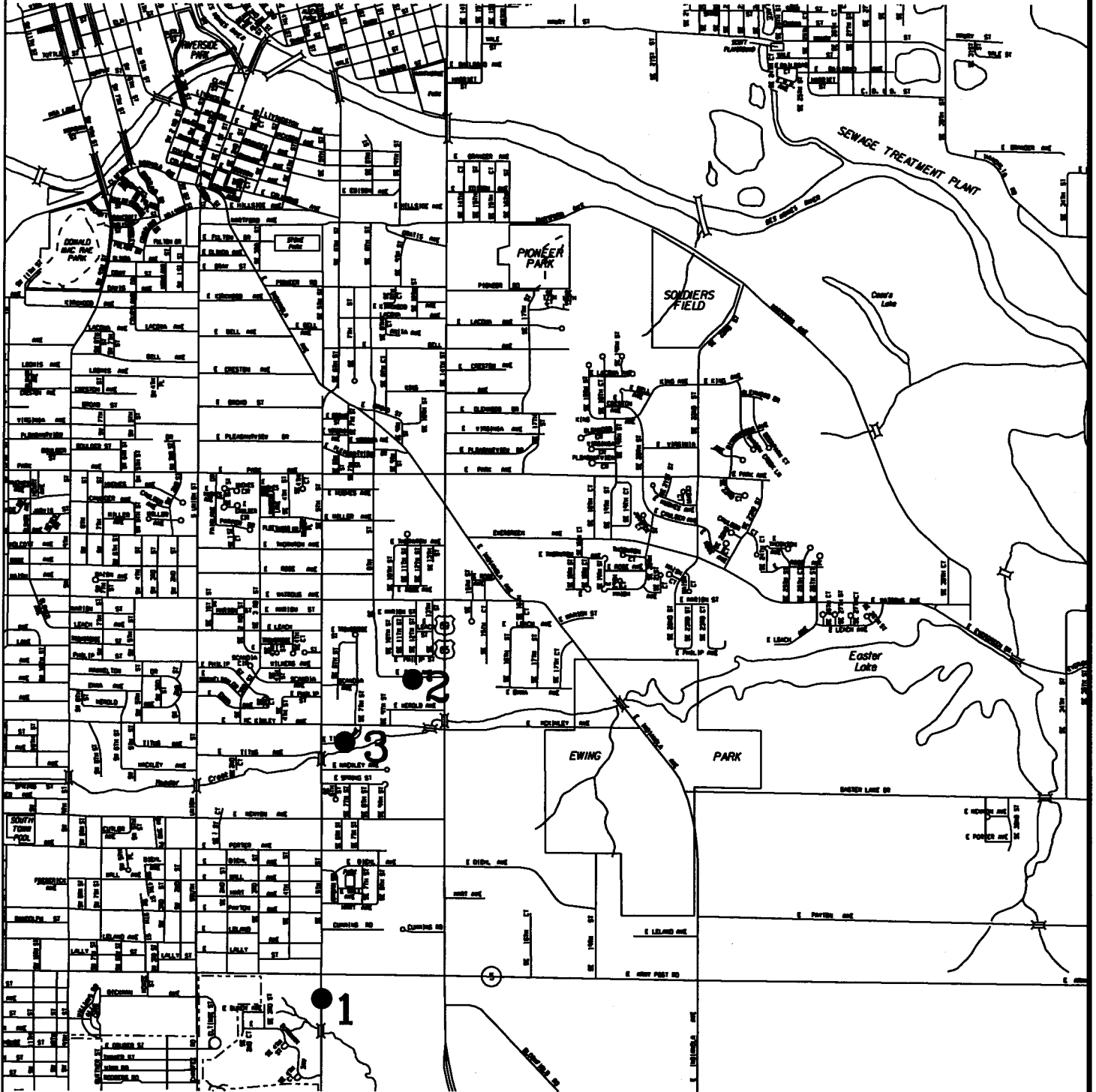


- 1. CUMMINS PWK. - UNIVERSITY TO DAGLE DR.
- 2. SW 62ND - TONKA TO RAILROAD

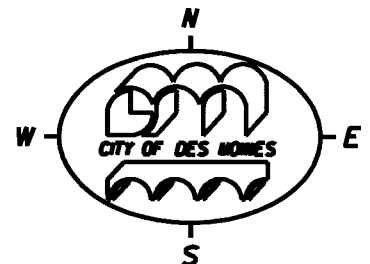


2008 CITY-WIDE PCC PAVEMENT RESTORATION PROGRAM ACTIVITY ID 06-2008-016 WARD 4

10 A



1. SE 5TH ST. - ARMY POST TO COUNTY LINE
2. EMMA AV. - SE 8TH TO SE 14TH
3. TITUS AV. - SE 5TH TO SE 7TH



PROJECT SUMMARY

2008 City-wide PCC Pavement Restoration

Activity ID 06-2008-016

On June 23, 2008, under Roll Call No. 08-1144, the City Council awarded the contract for the above improvements to T K Concrete Inc., in the amount of \$166,140.00, to furnish, place, cure, saw, and seal PCC Pavement Patches of various thickness in a cooperative effort with the City of Des Moines, Public Works Department, at:

Various locations through out the city as determined by the Public Works Department.

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	To adjust quantities to as-built amounts.	Engineering	(\$24,232.50)
Original Contract Amount			\$166,140.00
Total Change Orders			(\$24,232.50)
Percent of Change Orders to Original Contract			-14.59%
Final Contract Amount			\$141,907.50

July 27, 2009



CERTIFICATION OF COMPLETION

AGENDA HEADING:

Accepting completed construction and approving final payment for the 2008 City-wide PCC Pavement Restoration Program, T K Concrete 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: \$141,907.50 As-Built Contract Cost

Funding Source: 2009-2010 CIP, Page Street-8, Concrete Paving Restoration Program - Public Works, STR102, G. O. Bonds

CERTIFICATION OF COMPLETION:

On June 23, 2008, under Roll Call No. 08-1144, the City Council awarded a contract to T K Concrete Inc., Tony J. VerMeer, President, 1608 Fifield Road, Pella, IA 50219 for the construction of the following improvement:

2008 City-wide PCC Pavement Restoration Program, 06-2008-016

The improvement is to furnish, place, cure, saw, and seal PCC pavement patches of various thickness in a cooperative effort with the City of Des Moines, Public Works Department, at the following locations:

- Bel Aire Road from Beaver Avenue to 50th Street
- 54th Street from Aurora Avenue to Twana Drive
- Urbandale Avenue from Merle Hay Road to 50th Street
- Urbandale Avenue from 64th Street to Merle Hay Road
- E. Euclid Avenue from E. 42nd Street to E. 43rd Street
- Cummins Parkway from University Avenue to Dagle Drive
- SW 62nd Street from Tonka Avenue to Railroad Avenue
- SE 5th Street from E. Army Post Road to E. County Line Road
- E. Emma Avenue from SE 8th Street to SE 14th Street
- E. Titus Avenue from SE 5th Street to SE 7th Street

I hereby certify that the construction of said 2008 City-wide PCC Pavement Restoration Program, Activity ID 06-2008-016, 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 28, 2008, and was completed on July 21, 2009.

I further certify that \$141,907.50 is the total cost of said improvement, of which \$134,812.12 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 \$7,095.38 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

