

DATE August 24, 2009

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2007-08 PAVING PROGRAM, CONCRETE TECHNOLOGIES, 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 2007-08 Paving Program, 06-2008-010, in accordance with the contract approved between Concrete Technologies, Inc., Brad Baumler, President, 3809 109th Street, Suite D, Urbandale, IA 50322, under Roll Call No. 08-832, of May 5, 2008, and the City of Des Moines, and recommending the acceptance thereof, be and the same is hereby approved, and accepted, and

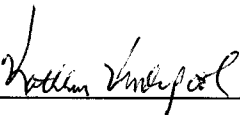
BE IT FURTHER RESOLVED: That \$260,221.26 is the total cost, of which \$247,210.20 has been paid the Contractor, and \$0.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$13,011.06 is to be paid at the end of thirty days, provided no claims 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.

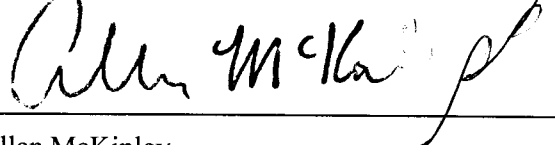
Moved by _____ to adopt.

FORM APPROVED:

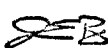


Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE



Allen McKinley
Des Moines Finance Director



Funding Source: 2009-2010 CIP, Page Street-6, City-wide Paving Program, STR013, Being: Special Assessments and G. O. Bonds

Roll Call Number

Agenda Item Number

★ _____

_____ **10**

Date _____ August 24, 2009

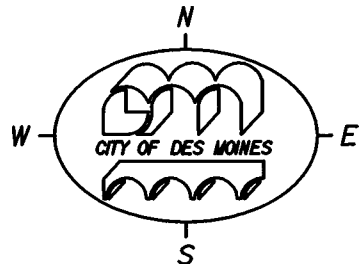
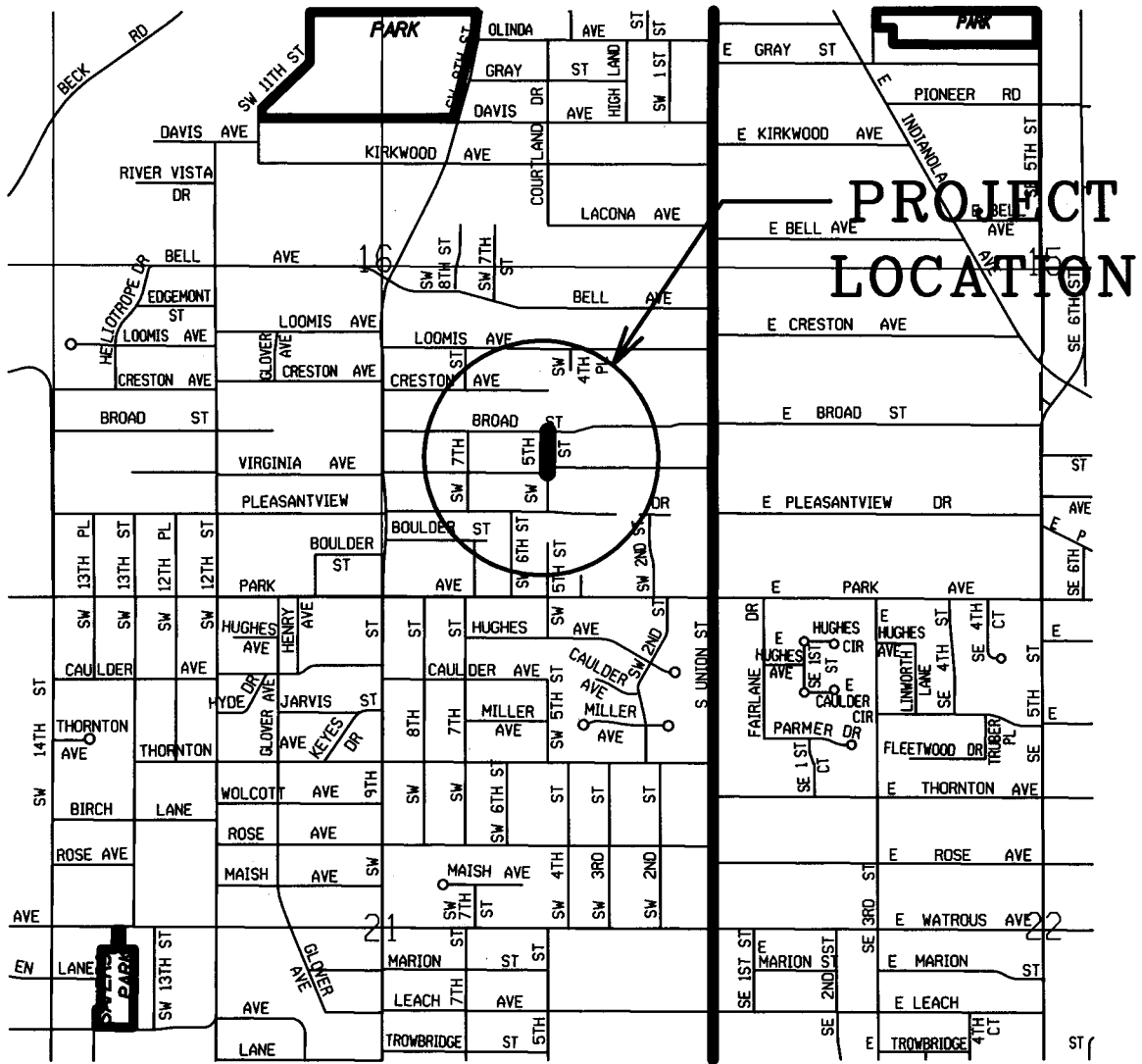
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VCLASSIS				
TOTAL				
MOTION CARRIED		APPROVED		
_____ Mayor				

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



2007-08 PAVING PROGRAM
S.W. 5TH STREET
BROAD STREET TO VIRGINIA AVENUE
ACTIVITY ID 06-2008-010

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PROJECT SUMMARY

2007-08 Paving Program Activity ID 06-2008-010

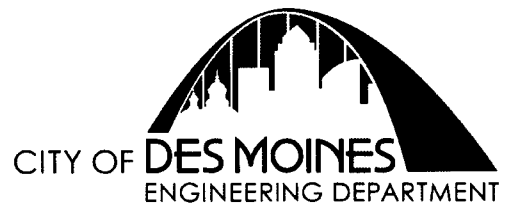
On April 22, 2008, under Roll Call No. 08-831, the City Council awarded the contract for the 2007-08 Paving Program to Concrete Technologies, Inc. The paving program includes street paving, drive approaches and surface restoration on the following steets:

S.W. 5th Street paving from Broad Street to Virginia Avenue.
Carpenter Avenue Reconstruction from 30th Street to 31st 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	2/6/2009 Modifications were made to the traffic signal system at 30th Street and Carpenter Avenue. Adjust contract quantities to match as-built quantities.	Engineering	\$1,686.18
2	7/2/2009 Additional work needed to be performed during the final out process on SW 5th Street.	Engineering	\$9,620.00
Original Contract Amount			\$248,915.08
Total Change Orders			\$11,306.18
Percent of Change Orders to Original Contract			4.54%
Final Contract Amount			\$260,221.26

August 24, 2009



CERTIFICATION OF COMPLETION

AGENDA HEADING:

Accepting completed construction and approving final payment for the 2007-08 Paving Program, Concrete Technologies, 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: \$260,221.26 As-Built Contract Cost

Funding Source: 2009-2010 CIP, Page Street-6, City-wide Paving Program, STR013, Being: Special Assessments and G. O. Bonds

CERTIFICATION OF COMPLETION:

On May 5, 2008, under Roll Call No. 08-832, the City Council awarded a contract to Concrete Technologies, Inc., Brad Baumler, President, 3809 109th Street, Suite D, Urbandale, IA 50322 for the construction of the following improvement:

2007-08 Paving Program, 06-2008-010

The improvement includes street paving in accordance with the contract documents including Plan File Nos. 489-068/087 further described as:

- Street paving twenty-one (21) feet wide B/B with Portland Cement Concrete six (6) inches thick with integral curb, or with Hot Mix Asphalt eight (8) inches thick with Portland Cement Concrete curb and gutter, driveway approaches, surface restoration and other incidental items together with the necessary drainage facilities on S.W. 5th Street from Broad Street to Virginia Avenue, Activity ID 06-2008-011, Schedule No. 2008-01;
- Street reconstruction twenty-six (26) feet wide B/B with Portland Cement Concrete six (6) inches thick with integral curb, or with Hot Mix Asphalt eight (8) inches thick with Portland Cement Concrete curb and gutter, pavement removal, 8' sidewalk, traffic signals, surface restoration, together with the necessary drainage facilities on Carpenter Avenue from 30th to 31st Street, Activity ID 06-2008-014, Schedule No. 2008-04

I hereby certify that the construction of said 2007-08 Paving Program, Activity ID 06-2008-010, 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 June 30, 2008, and was completed on August 14, 2009.

I further certify that \$260,221.26 is the total cost of said improvement, of which \$247,210.20 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 \$13,011.06 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, appearing to read "Jeb E. Brewer". The signature is fluid and cursive, with a small mark at the end.

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

ESTIMATE OF CONSTRUCTION COMPLETED
FOR WORK DONE FROM 7/07/09 TO 07/22/09
FINAL PAYMENT (PAYMENT NO. 7)

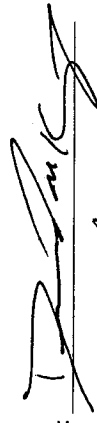
PROJECT: 2007-08 Paving Program
CONTRACTOR: Concrete Technologies, Inc.

FINAL PAYMENT (PAYMENT NO. 7)

LINE NO.	DESCRIPTION	UNIT	UNITS			TOTAL AMOUNT
			ESTIMATED	AUTHORIZED	CONSTRUCTED TO DATE	
1	Clearing, Tree	IN	61.0	81.0	81.0	\$1,539.00
2	Subgrade Preparation	SY	1675.0	1675.0	1675.0	\$5,025.00
3	Class 10 Excavation	CY	242.0	242.0	242.0	\$14,520.00
4	Removal of Intake/Utility Access	EA	3.0	2.0	2.0	\$1,570.00
5	Pavement Removal	SY	1742.0	1742.0	1742.0	\$13,936.00
6	Driveway Removal	SY	110.0	116.6	116.6	\$13.80
7	Full Width Pavement, PCC Section	SY	1490.0	1530.9	1530.9	\$40.00
7A	Full Width Pavement, HMA Section	SY	1490.0	1490.0		\$0.00
8	Full Depth Patch	SY	12.0	0.0	0.0	\$125.00
9	Top Soil	CY	10.0	0.0	0.0	\$95.00
10	Driveway, 6" PCC	SY	200.0	332.5	332.5	\$27.50
11	Sidewalk, 4" PCC	SY	23.0	23.7	23.7	\$23.25
12	Sidewalk, 4" PCC, Class "A" Sidewalk	SY	170.0	201.8	201.8	\$28.50
13	Sidewalk, 6" PCC	SY	35.0	35.0	35.0	\$25.25
14	Handicapped Ramps, W/Truncated Domes	SY	9.0	9.0	9.0	\$42.00
15	Remove Existing Storm Sewer	LF	310.0	80.0	80.0	\$23.50
16	12" RCP, Class III Storm Sewer	LF	13.5	0.0	0.0	\$56.75
17	18" RCP, Class III Storm Sewer	LF	162.3	162.3	162.3	\$54.00
18	24" RCP, Class III Storm Sewer	LF	153.0	153.0	153.0	\$67.25
19	Curb & Gutter Replacement	LF	43.0	43.0	43.0	\$45.75
20	Intake, Type M-A	EA	2.0	2.0	2.0	\$1,900.00
21	M-A Manhole, Storm Sewer	EA	2.0	0.0	0.0	\$3,050.00
22	Traffic Signal System	LS	1.0	1.0	1.0	\$79,275.00
23	Driveway Surfacing, Class D Granular Surfacing	Ton	5.0	0.0	0.0	\$115.00
24	Sodding	SQ	45.0	90.0	90.0	\$42.00
25	Watering, Sod	MGAL	4.0	0.0	0.0	\$31.50
26	Removal of Fence	LF	33.0	33.0	33.0	\$15.50
27	Chain Link Fence, 48-Inch	LF	25.0	25.0	25.0	\$26.25
28	Traffic Control	LS	1.0	1.0	1.0	\$4,200.00
29	Project Sign, Small	EA	2.0	2.0	2.0	\$105.00
30	Painted Pavement Markings	STA	3.0	4.1	4.1	\$525.00
31	Compost Filter Tube	LF	600.0	450.0	450.0	\$2.00
32	Removal of Compost Filter Tube	LF	600.0	450.0	450.0	\$0.25
33	Modular Block Retaining Wall	SF	270.0	390.4	390.4	\$16.50
34	Remove Existing Retaining Wall and Replace With Modular Block	SF	140.0	222.8	222.8	\$17.25

LINE NO.	DESCRIPTION	UNIT	UNITS			CONSTRUCTED TO DATE	UNIT PRICE	TOTAL AMOUNT
			ESTIMATED	AUTHORIZED				
1.01	Type 1 Handhole	Each	0.0	1.0	1.0	1050.0	\$1,050.00	
1.02	3-inch Bored Conduit	LF	0.0	-55.0	-55.0	25.0	(\$1,375.00)	
1.03	Tie to Existing Manhole	LS	0.0	1.0	1.0	4135.0	\$4,135.00	
1.04	K-Crete Storm Sewer	LS	0.0	1.0	1.0	2905.0	\$2,905.00	
2.01	Additional Traffic Control	LS	0.0	1.0	1.0	500.0	\$500.00	
2.02	Relocate Stop Boxes	EACH	0.0	2.0	2.0	3740.0	\$7,480.00	
2.03	Retaining Wall Terminus and Modifications	LS	0.0	1.0	1.0	600.0	\$600.00	
TOTAL CONTRACT AMOUNT PLUS CHANGE ORDERS								
			\$260,221.26					
PARTIAL PAYMENT NO. 1			\$63,121.75					
PARTIAL PAYMENT NO. 2			\$69,136.82					
PARTIAL PAYMENT NO. 3			\$79,352.45					
PARTIAL PAYMENT NO. 4			\$10,092.78					
PARTIAL PAYMENT NO. 5			\$13,043.96					
PARTIAL PAYMENT NO. 6			\$12,462.44					
THIS PARTIAL PAYMENT			\$0.00					
TOTAL PARTIAL PAYMENTS			\$247,210.20					
TOTAL								
							\$260,221.26	
RETAINAGE							\$13,011.06	
TOTAL LESS RETAINAGE							\$247,210.20	
LESS PREVIOUS PAYMENT							\$247,210.20	
AMOUNT DUE							\$0.00	

FINAL PAYMENT (PAYMENT NO. 7)

PREPARED BY: 

CHECKED BY: 