

DATE August 24, 2009

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR BLANK PARK ZOO 2009 WALKWAY & STORM SEWER 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 2009 Walkway & Storm Sewer Replacement, 11-2009-001, in accordance with the contract approved between Sheets Excavating, Ltd., Charles Sheets, President, 122 Hillcrest Ridge, Montezuma, IA 50171-3760, under Roll Call No. 09-429, of March 9, 2009, 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 \$139,034.00 is the total cost, of which \$132,082.30 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 \$6,951.70 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 AD

Allen McKinley

Kathleen Vanderpool
Deputy City Attorney

Allen McKinley
Des Moines Finance Director

 Funding Source: 2009-2010 CIP, Page Park-4, Blank Park Zoo Improvements, PKS013, G. O. Bonds

Roll Call Number

★ _____

Agenda Item Number

_____ **9C**

Date _____ August 24, 2009 _____

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

MOTION CARRIED APPROVED

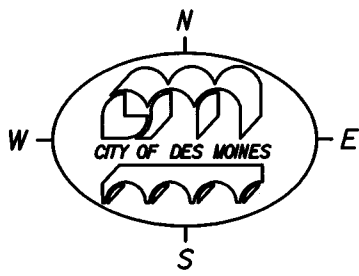
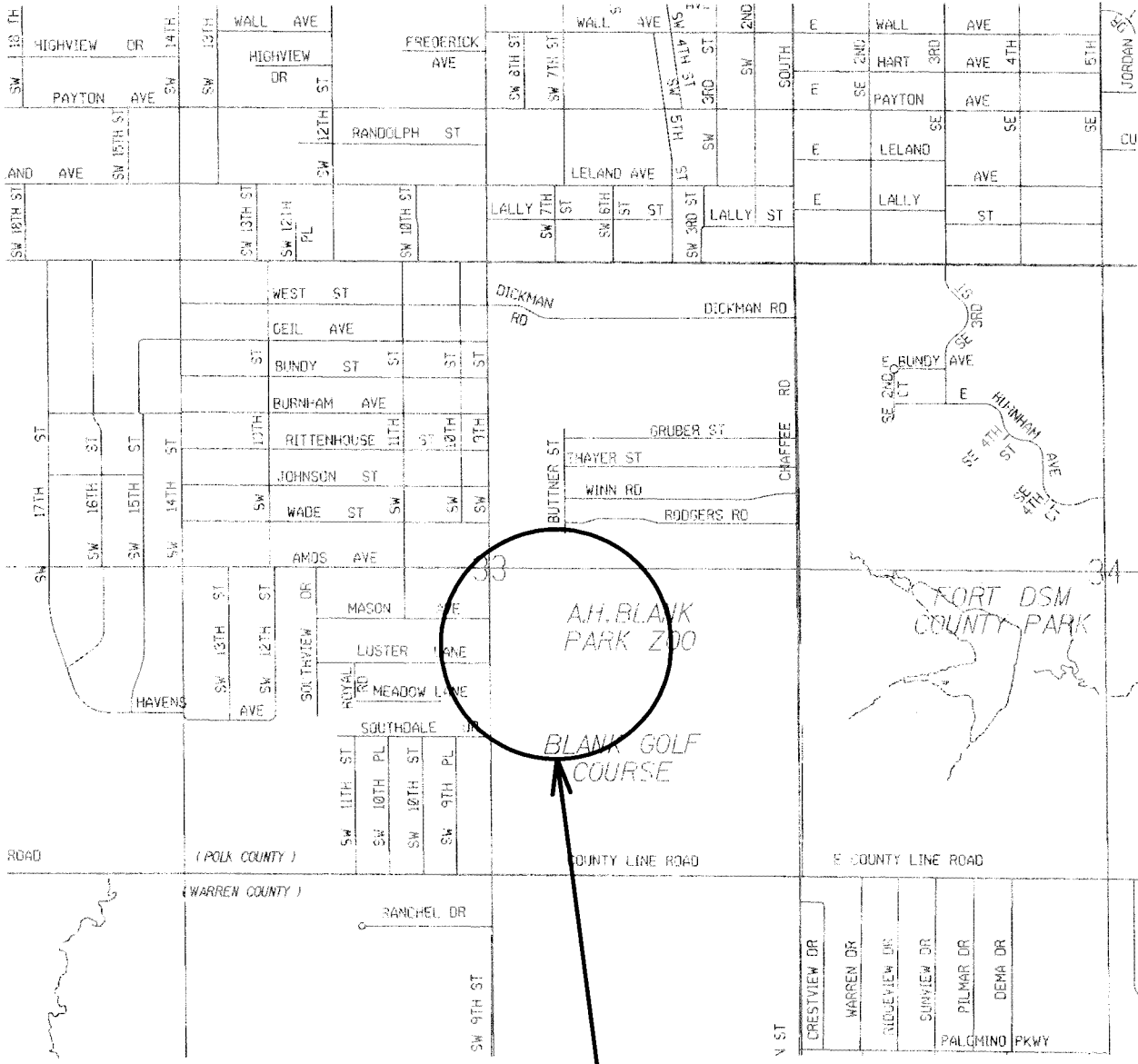
_____ Mayor

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



**PROJECT
LOCATION**

**BLANK PARK ZOO 2009 WALKWAY
AND STORM SEWER REPLACEMENT
ACTIVITY I.D. 11-2009-001**

PROJECT SUMMARY

Blank Park Zoo 2009 Walkway and Storm Activity ID 11-2009-001

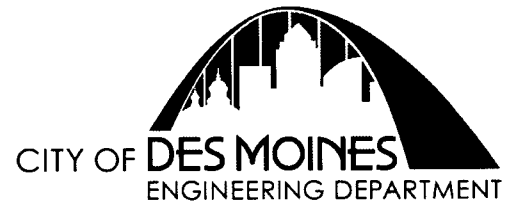
On March 9, 2009, under Roll Call No. 09-428, the City Council awarded the contract for the Blank Park Zoo 2009 Walkway and Storm Sewer Replacement to Sheets Excavating, Ltd. The Walkway and Storm Sewer Replacement project includes removing and replacing storm sewer, HMA walkways, and PCC pavement areas. The project also includes installing a drainagble base, subdrain, 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	7/6/2009 Adjust contract quantities to match as-built quantities.	Engineering	\$22,871.50
Original Contract Amount			\$116,162.50
Total Change Orders			\$22,871.50
Percent of Change Orders to Original Contract			19.69%
Final Contract Amount			\$139,034.00

9C

August 24, 2009



CERTIFICATION OF COMPLETION

AGENDA HEADING:

Accepting completed construction and approving final payment for the Blank Park Zoo 2009 Walkway & Storm Sewer 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: \$139,034.00 As-Built Contract Cost

Funding Source: 2009-2010 CIP, Page Park-4, Blank Park Zoo Improvements, PKS013, G. O. Bonds

CERTIFICATION OF COMPLETION:

On March 9, 2009, under Roll Call No. 09-429, 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 2009 Walkway & Storm Sewer Replacement, 11-2009-001

The improvement includes reconstructing approximately 1,150 square yards of 6-inch HMA walkway with excavation of subgrade, subdrain, areas of HMA overlay, storm sewer removal and replacement, and other incidental items; all in accordance with the contract documents including Plans File Nos. 495-022/026 at the Blank Park Zoo, 7401 SW 9th Street, Des Moines, Iowa

I hereby certify that the construction of said Blank Park Zoo 2009 Walkway & Storm Sewer Replacement, Activity ID 11-2009-001, 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 31, 2009, and was completed on August 14, 2009.

I further certify that \$139,034.00 is the total cost of said improvement, of which \$132,082.30 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 \$6,951.70 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

ESTIMATE OF CONSTRUCTION COMPLETED
FOR WORK DONE FROM 7/1/09 TO 8/01/09
FINAL PAYMENT (PAYMENT NO. 4)

ACTIVITY ID 11-2009-001

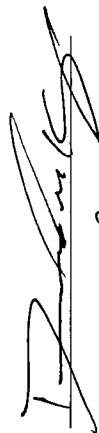

DATE: 8/4/09

PROJECT: BLANK PARK ZOO 2009 WALKWAY AND STORM SEWER IMPROVEMENTS
CONTRACTOR: Sheets Excavating Inc.

FINAL PAYMENT (PAYMENT NO. 4)

LINE NO.	DESCRIPTION	UNIT	UNITS				TOTAL AMOUNT
			ESTIMATED	AUTHORIZED	CONSTRUCTED TO DATE	UNIT PRICE	
1	Removal of Pavement	SY	1490.0	1667.2	1667.20	\$7.50	\$12,504.00
2	Excavation Class 10	CY	70.0	70.0	70.00	\$18.25	\$1,277.50
3	HMA (300K ESAL), 3/8", Surface Course	TON	170.0	223.1	223.10	\$108.00	\$24,094.80
4	HMA (300K ESAL), 1/2", Base Course	TON	300.0	353.9	353.90	\$106.00	\$37,513.40
5	Special Backfill	TON	70.0	68.6	68.60	\$24.50	\$1,680.70
6	Apron, 18-inch, RCP	EACH	1.0	1.0	1.00	\$1,150.00	\$1,150.00
7	18-Inch RCP, Class III	LF	79.0	80.0	80.00	\$90.00	\$7,200.00
8	Type "M-A" Storm Sewer Manhole	EACH	1.0	1.0	1.00	\$4,100.00	\$4,100.00
9	Type "M-H" Intake	EACH	1.0	1.0	1.00	\$2,500.00	\$2,500.00
10	Removal of Existing Storm Sewer	LF	76.0	76.0	76.00	\$20.00	\$1,520.00
11	Milling HMA, 1.5-Inches	SY	140.0	34.2	34.20	\$7.50	\$256.50
12	Subdrain	LF	90.0	106.0	106.00	\$24.00	\$2,544.00
13	Subdrain Outlet	EACH	1.0	1.0	1.00	\$325.00	\$325.00
14	Inlet Grate	EACH	1.0	1.0	1.00	\$1,100.00	\$1,100.00
15	18-Inch PCC Curb and Gutter	LF	150.0	150.0	150.00	\$31.00	\$4,650.00
16	PCC Pavement 8-Inch	SY	220.0	366.1	366.10	\$71.00	\$25,993.10
17	Fence Replacement	LF	100.0	90.0	90.00	\$7.50	\$675.00
18	Mobilization	LS	1.0	1.0	1.00	\$9,800.00	\$9,800.00
1.01	Removal of Intake	LS	0.0	1.0	1.00	\$150.00	\$150.00
TOTAL CONTRACT AMOUNT PLUS CHANGE ORDERS							\$139,034.00
PARTIAL PAYMENT NO. 1							\$37,893.93
PARTIAL PAYMENT NO. 2							\$59,889.14
PARTIAL PAYMENT NO. 3							\$34,299.23
THIS PARTIAL PAYMENT							\$0.00
TOTAL PARTIAL PAYMENTS							\$132,082.30
TOTAL							\$139,034.00
RETAINAGE							\$6,951.70
TOTAL LESS RETAINAGE							\$132,082.30
LESS PREVIOUS PAYMENT							\$132,082.30
AMOUNT DUE							\$0.00

FINAL PAYMENT (PAYMENT NO. 4)

PREPARED BY: 
CHECKED BY: 

9c