

DATE September 10, 2007

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2007 DIAMOND GRINDING PROGRAM, KNISH CORPORATION

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 Diamond Grinding Program, 06-2006-023, in accordance with the contract approved between Knish Corporation, Cindy Nations, President, 14127 Groveland Trail, Lonsdale, MN 55046, under Roll Call No. 07-596, of March 26, 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 \$148,858.10 is the total cost, of which \$141,415.19 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 \$7,442.91 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.

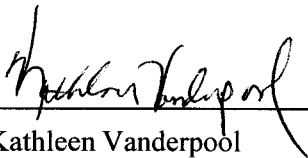
BE IT FURTHER RESOLVED: That the Engineering Department be and is hereby authorized and directed to notify all persons and firms with outstanding Chapter 573 claims against said project, that the project has been given final acceptance as completed by this City Council, that they have 60 days from such 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: 2006-2007 CIP, Page Street-42, Special City-wide Street Improvements, STR217, Being: Gaming Monies from the Agreement with Polk County and The Racing Association of Central Iowa

★ Roll Call Number

Agenda Item Number

10 A

Date September 10, 2007

DEB

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

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PROJECT SUMMARY

2007 Diamond Grinding Program

Activity ID 06-2006-023

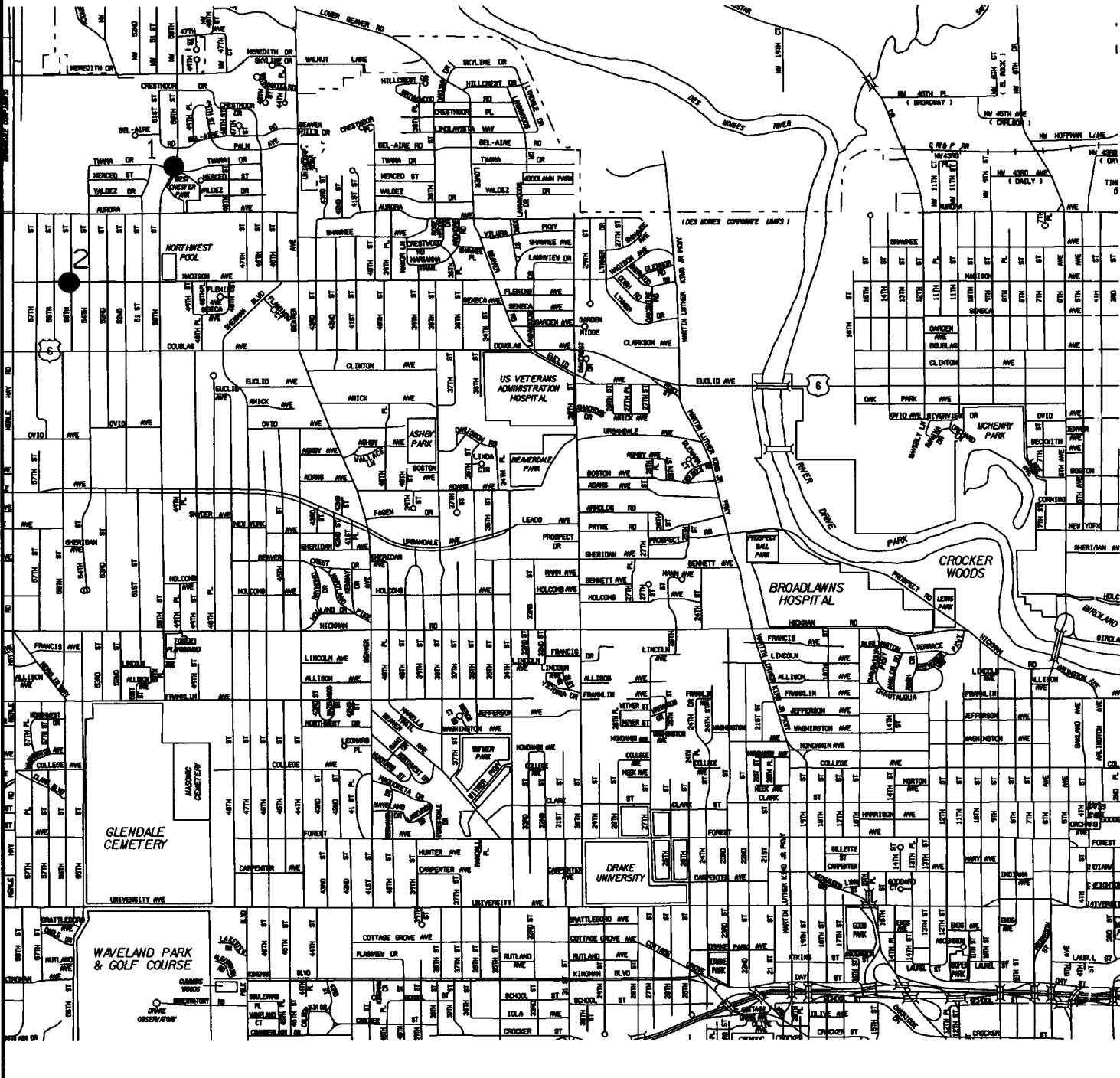
On March 26, 2007, under Roll Call No. 07-596, the City Council awarded the contract for the above improvements to Knish Corporation, in the amount of \$167,905.00, to diamond grind PCC pavement wearing surface with specified diamond grinding machine, at:

- 50th Street from Aurora Avenue to Meridith Drive
- Madison Avenue from 50th Street to Merle Hay Road
- Dixon Street from Guthrie Avenue to E. Euclid Avenue
- Grand Avenue from 44th Street to 49th Street
- E. Park Avenue from SE 14th Street to SE 22nd Street

Tabulated below is a history of project change orders.

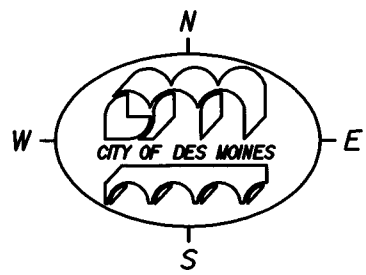
<u>Change Order No.</u>	<u>Description</u>	<u>Initiated By</u>	<u>Amount</u>
1	To adust quantities to As_Built amounts.	Engineering	(\$19,046.90)
	Original Contract Amount		\$167,905.00
	Total Change Orders		(\$19,046.90)
	Percent of Change Orders to Original Contract		-11.34%
	Final Contract Amount		\$148,858.10

2007 PCC DIAMOND GRINDING PROGRAM ACTIVITY ID 06-2006-023 WARD 1

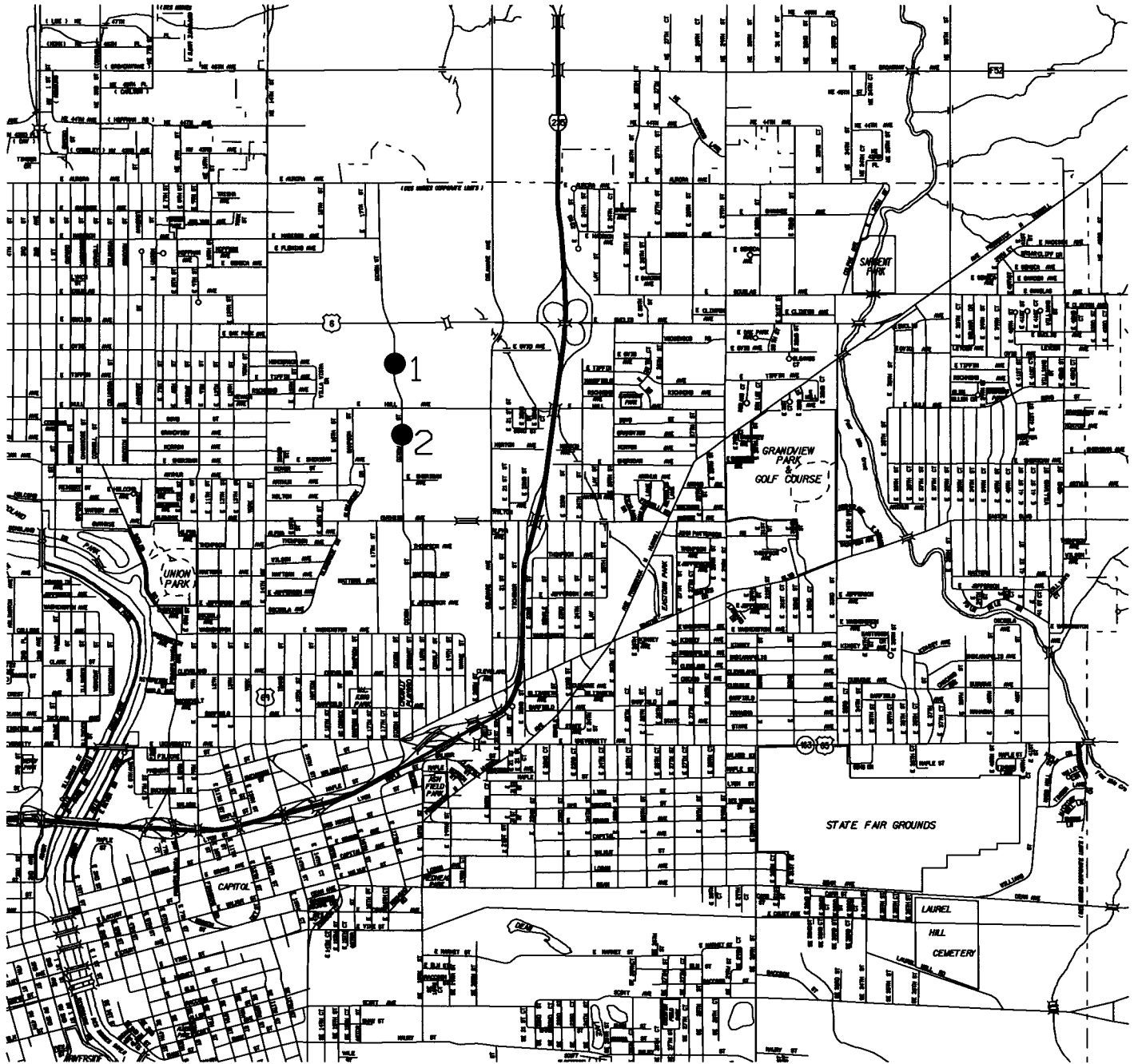


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1. 50TH ST. - AURORA TO MEREDITH
2. MADISON AV. - 50TH TO MERLE HAY RD.

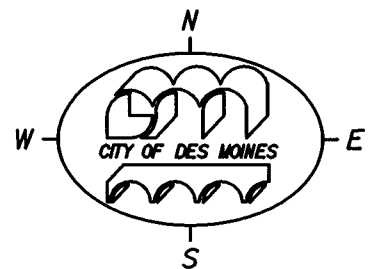


2007 PCC DIAMOND GRINDING PROGRAM ACTIVITY ID 06-2006-023 WARD 2

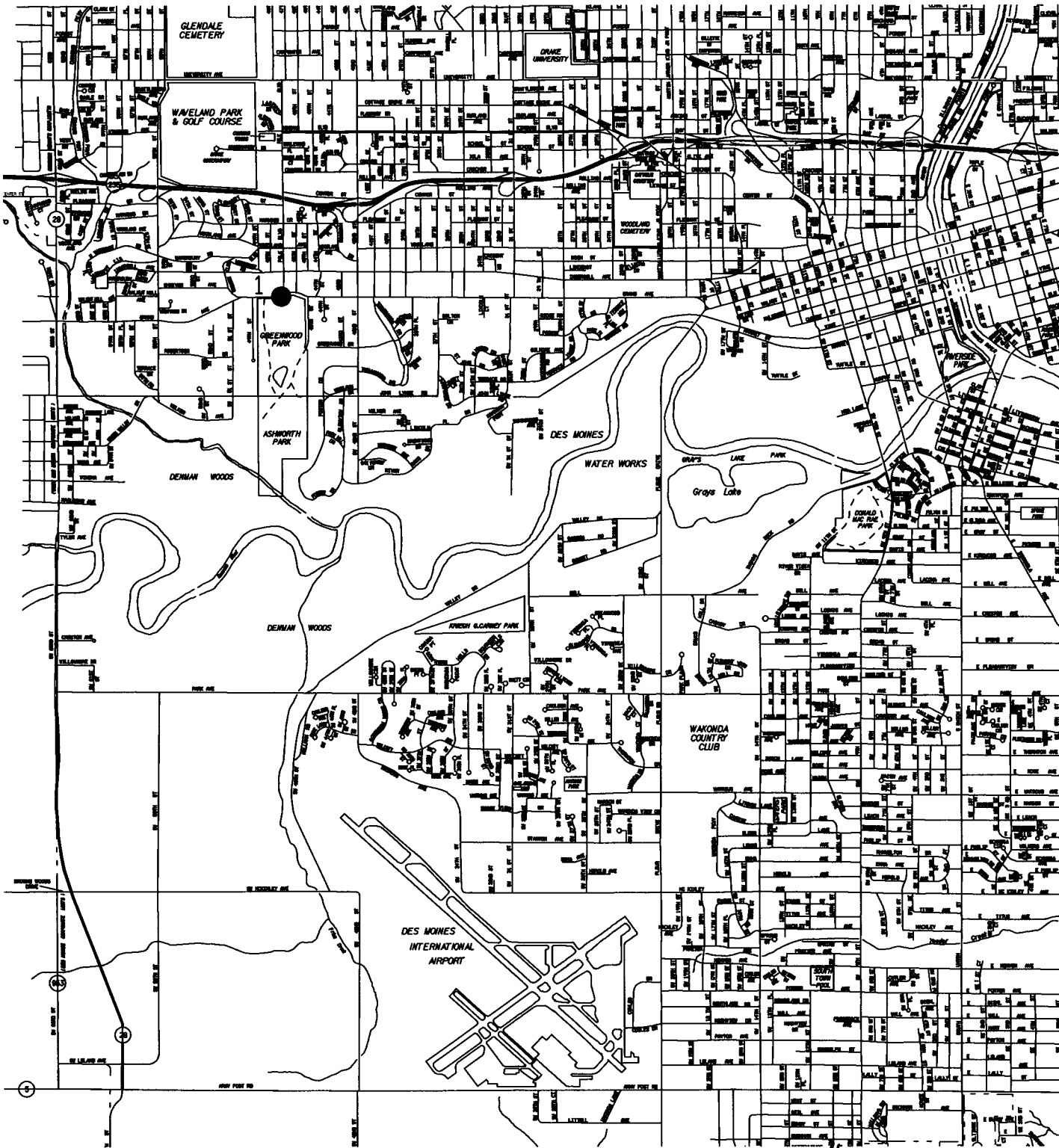


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- 1. DIXON ST. - EUCLID TO HULL
- 2. DIXON ST. - HULL TO GUTHRIE

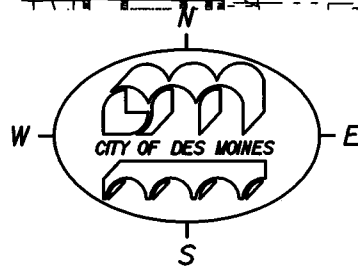


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2007 PCC DIAMOND GRINDING PROGRAM
ACTIVITY ID 06-2006-023 WARD 3

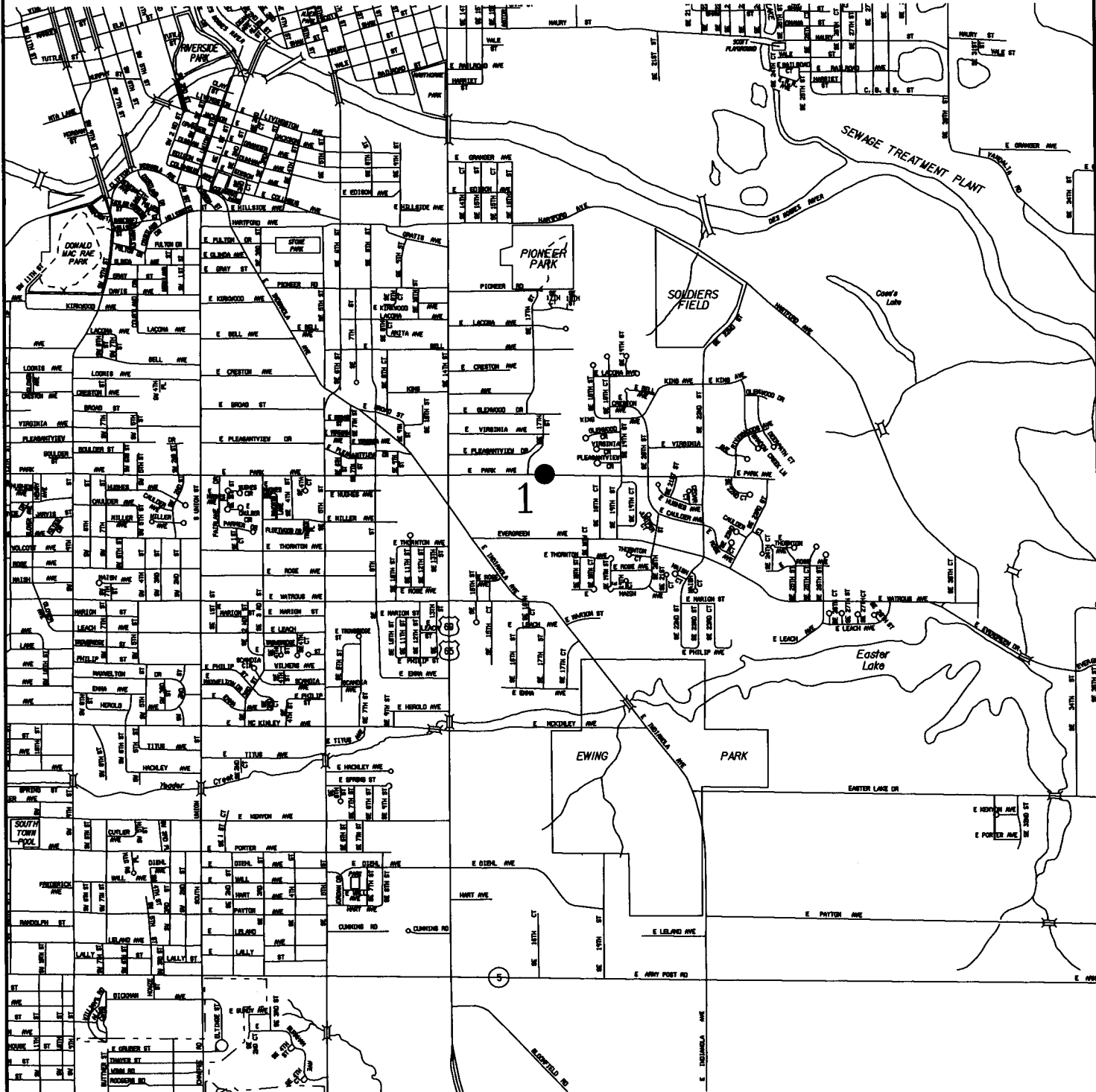


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1. GRAND AV. - 44TH TO 49TH

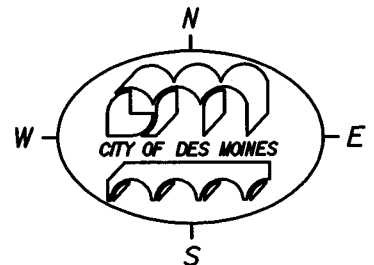


2007 PCC DIAMOND GRINDING PROGRAM ACTIVITY ID 06-2006-023 WARD 4



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1. PARK AV. - SE 14TH TO SE 22ND



September 10, 2007

CERTIFICATION OF COMPLETION

AGENDA HEADING:

Accepting completed construction and approving final payment for the 2007 Diamond Grinding Program, Knish Corporation.

SYNOPSIS:

Approve the Jurisdictional Engineer's Certification of Completion, accept construction of said improvement, and authorize final payment to the contractor.

FISCAL IMPACT:

Amount: \$148,858.10 As-Built Contract Cost

Funding Source: 2006-2007 CIP, Page Street-42, Special City-wide Street

Improvements, STR217, Being:

Gaming Monies from the Agreement with Polk County and The Racing Association of Central Iowa

CERTIFICATION OF COMPLETION:

On March 26, 2007, under Roll Call No. 07-596, the City Council awarded a contract to Knish Corporation, Cindy Nations, President, 14127 Groveland Trail, Lonsdale, MN 55046 for the construction of the following improvement:

2007 Diamond Grinding Program, 06-2006-023

The improvement includes diamond grinding PCC pavement wearing surface with specified diamond grinding machine and equipment and apply pavement markings to surfaces, all in accordance with the contract documents at the following locations within the City of Des Moines: 50th Street from Aurora Avenue to Meredith Drive, Madison Avenue from 50th Street to Merle Hay Road, Dixon Street from Guthrie Avenue to E. Euclid Avenue, Grand Avenue from 44th Street to 49th Street, and E. Park Avenue from S.E. 14th Street to SE 22nd Street

I hereby certify that the construction of said 2007 Diamond Grinding Program, Activity ID 06-2006-023, 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 July 10, 2007, and was completed on September 5, 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

I further certify that \$148,858.10 is the total cost of said improvement, of which \$141,415.19 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 \$7,442.91 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 7/10/07 to 7/31/07

FINAL

Project: 2007 Diamond Grinding Program
Contractor: Knish Corporation

Activity ID: 06-2006-023

Date: 8/22/07

LINE NO.	DESCRIPTION	UNIT	UNITS			UNIT PRICE	TOTAL AMOUNT
			ESTIMATED	AUTHORIZED	CONSTRUCTED TO DATE		
1	PCC Diamond Grinding	SY	56,000.000	56,000.000	50,763.100	\$2.50	\$126,907.75
2	Painted Pavement Markings, Waterborne	STA	81.000	81.000	77.390	\$65.00	\$5,030.35
3	Painted Symbols and Legend, Waterborne	EA	8.000	8.000	6.000	\$60.00	\$360.00
4	Traffic Control	LS	1.000	1.000	1.000	\$10,000.00	\$10,000.00
5	Flaggers	Day	20.000	20.000	4.000	\$350.00	\$1,400.00
6	Mobilization	LS	1.000	1.000	1.000	\$5,000.00	\$5,000.00
7	Project Signs, Small	EA	1.000	1.000	1.000	\$160.00	\$160.00
TOTAL CONTRACT AMOUNT PLUS CHANGE ORDERS							\$148,858.10
PARTIAL PAYMENT NO. 1							\$141,415.19
THIS PARTIAL PAYMENT							\$0.00
TOTAL PARTIAL PAYMENTS							\$141,415.19
BALANCE							\$7,442.91
100.00%							
TOTAL							\$148,858.10
RETAINAGE							\$7,442.91
TOTAL LESS RETAINAGE							\$141,415.19
LESS PREVIOUS PAYMENT							\$141,415.19
AMOUNT DUE							\$0.00

PREPARED BY:

CHECKED BY:

FINAL

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