



Roll Call Number

Agenda Item Number

11 B

DATE October 12, 2009

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT
FOR 2700 BLOCK OF DEAN AVENUE EMERGENCY SANITARY SEWER REPAIR, THE
UNDERGROUND COMPANY, 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 2700 Block of Dean Avenue Emergency Sanitary Sewer Repair, 07-2009-009, in accordance with the contract approved between The Underground Company, Ltd., Duane Burkhardt, President, 12245 Dakota Street, Carlisle, IA 50047, under Roll Call No. , of June 26, 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 \$19,000.00 is the total cost, of which \$18,050.00 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 \$950.00 is to be paid at the end of thirty days, with funds retained for unresolved claims on file in accordance with Iowa Code chapter 573.

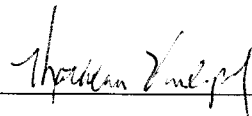
BE IT FURTHER RESOLVED: That the Engineering Department be and is hereby authorized and directed to notify all persons and firms with outstanding Chapter 573 claims against said project, that the project has been given final acceptance as completed by this City Council, that they have 60 days from such 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.

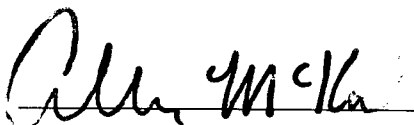
Moved by _____ to adopt.

FORM APPROVED:


FUNDS AVAILABLE



Kathleen Vanderpool
Deputy City Attorney



Allen McKinley
Des Moines Finance Director

 Funding Source: 2009-2010 CIP, Page Sanitary-5, City-Wide Sanitary Sewers, SAE054, Sanitary Sewer Funds



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

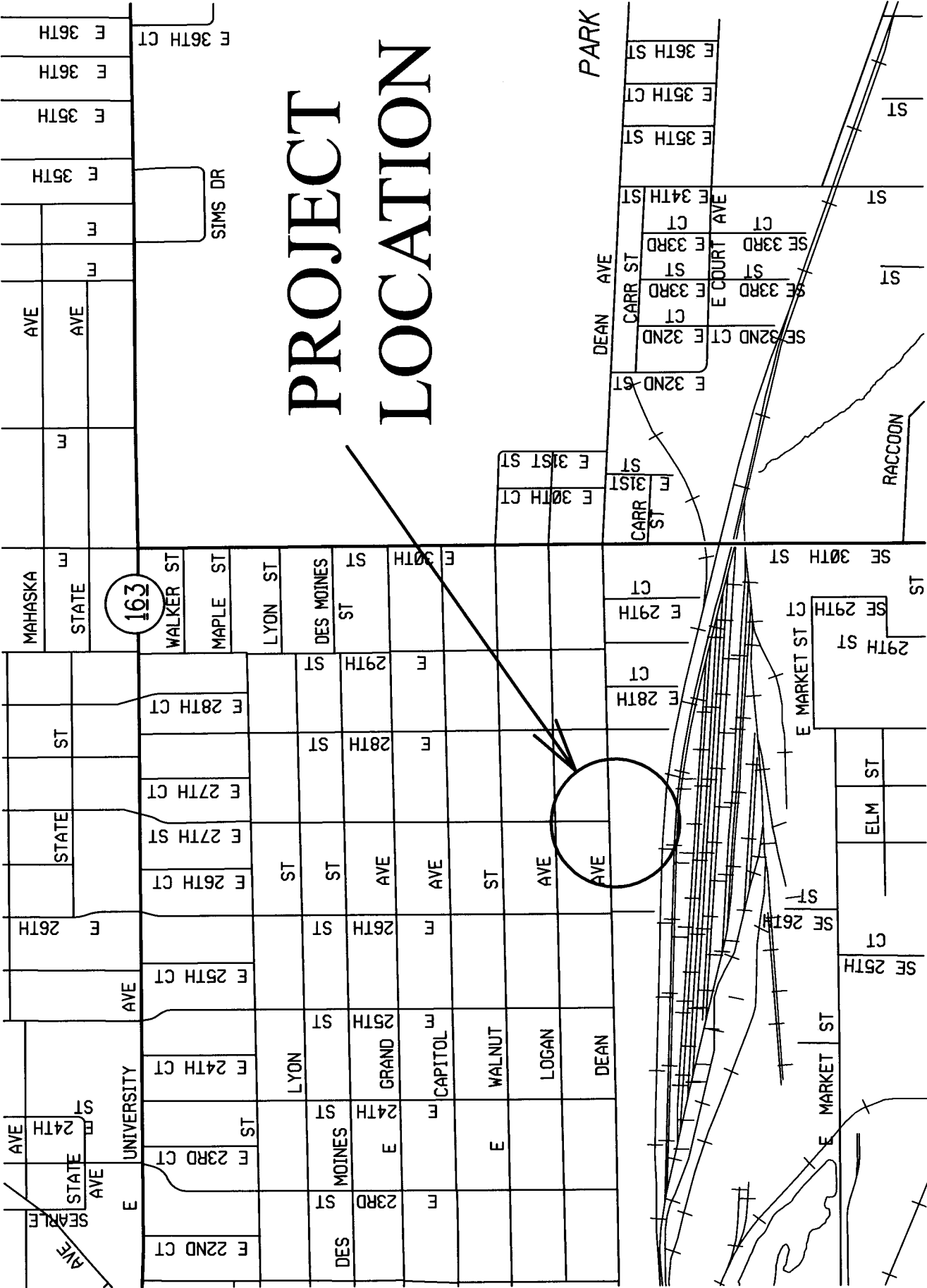
Mayor

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

163

2700 BLOCK OF DEAN AVE. EMERGENCY SANITARY SEWER REPAIR

ACT ID 07-2009-009

PROJECT SUMMARY

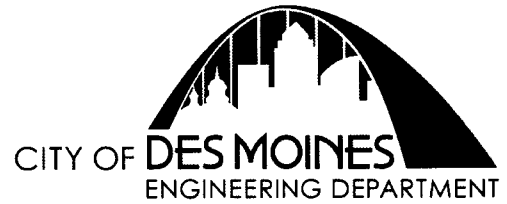
2700 BLOCK OF DEAN AVE. EMERGENCY SANI. SEWER REPAIR
Activity ID 07-2009-009

On June 26, 2009, the City Council awarded the contract for the above improvement to The Underground Co., in the amount of \$19,000.00, to repair the sanitary sewer at the 2700 Block of Dean Avenue.

Tabulated below is a history of project change orders.

<u>CHANGE ORDER NO.</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
	Original Contract Amount	\$19,000.00
	Total Change Orders	0
	Percent of Change Orders to Original Contract	
	Final Contract Amount	\$19,000.00

October 12, 2009



CERTIFICATION OF COMPLETION

AGENDA HEADING:

Accepting completed construction and approving final payment for the 2700 Block of Dean Avenue Emergency Sanitary Sewer Repair, The Underground Company, 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: \$19,000.00 As-Built Contract Cost

Funding Source: 2009-2010 CIP, Page Sanitary-5, City-Wide Sanitary Sewers, SAE054, Sanitary Sewer Funds

CERTIFICATION OF COMPLETION:

On June 26, 2009, under Roll Call No. , the City Council awarded a contract to The Underground Company, Ltd., Duane Burkhardt, President, 12245 Dakota Street, Carlisle, IA 50047 for the construction of the following improvement:

2700 Block of Dean Avenue Emergency Sanitary Sewer Repair, 07-2009-009

The improvement includes repair of the 10" sanitary sewer, dewatering, backfill, compaction and street restoration in front of 2724 Dean Avenue, Des Moines, Iowa

I hereby certify that the construction of said 2700 Block of Dean Avenue Emergency Sanitary Sewer Repair, Activity ID 07-2009-009, 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, 2009, and was completed on October 1, 2009.

I further certify that \$19,000.00 is the total cost of said improvement, of which \$18,050.00 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 \$950.00 is to be paid at the end of thirty days, with funds retained for unresolved claims on file in accordance with Iowa Code chapter 573. The amount of completed work is shown on the attached Estimate of Construction Completed.

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

