

14C

DATE October 23, 2006

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR E. 16TH STREET AND E. SHERIDAN AVENUE STORM SEWER IMPROVEMENTS, 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 E. 16th Street and E. Sheridan Avenue Storm Sewer Improvements, 08-2004-007, in accordance with the contract approved between Sheets Excavating, Ltd., Charles Sheets, President, 122 Hillcrest Ridge, Montezuma, IA 50171-3760, under Roll Call No. 05-1965, of August 8, 2005, 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 \$396,795.14 is the total cost, of which \$365,178.23 has been paid the Contractor, and \$11,777.15 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$19,839.76 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 City Manager be and is hereby authorized and directed to certify the Pollution Prevention Plan Inspection Summary and the NPDES Stormwater General Permit Notice of Discontinuation for the above referenced project on behalf of the City of Des Moines and submit said documents to the Iowa Department of Natural Resources.


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



Roll Call Number

Agenda Item Number

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Funding Source: 2006-2007 CIP, Page Storm-5, City-wide Storm Water Utility Projects, STE057, Various Funding, Being:

\$9,000 from Des Moines Water Works for water main relocation (Bid Items 19 & 20) with the remainder from Storm Water Utility Funds

JEB

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

MOTION CARRIED

APPROVED

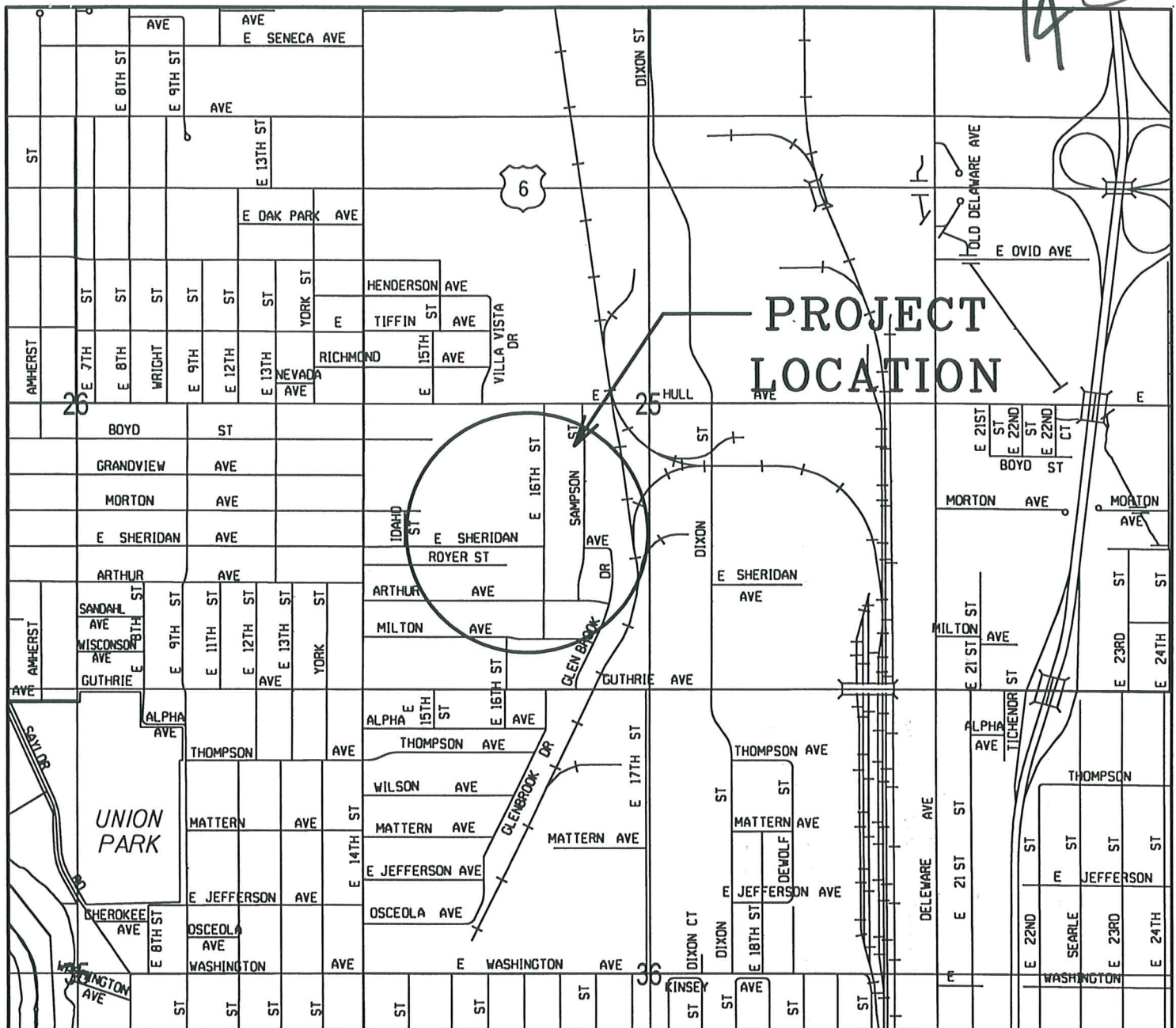
Mayor

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

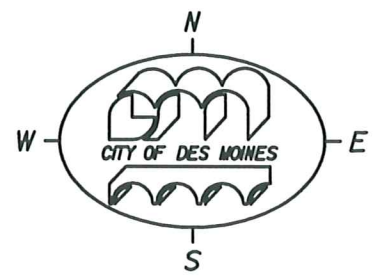
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

City Clerk

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PROJECT LOCATION



E 16TH STREET & E SHERIDAN AVENUE
 STORMWATER IMPROVEMENTS
 ACTIVITY I.D. 08-2004-007

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PROJECT SUMMARY

E 16th St. & E Sheridan Ave. Storm Sewer
Activity ID 08-2004-007

On August 8, 2005, under Roll Call 05-1965, the City Council awarded the contract for the above improvement to Sheets Excavating, Ltd. in the amount of \$368,939.35, for the construction of intakes and storm sewers on E. Sheridan Ave. near E. 16th St.

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	10/11/2005 Lower sanitary sewer with drop connection.	Contractor	\$9,970.00
2	12/21/2005 Emulsified Asphalt Stabilization	Engineering	\$2,400.00
3	1/5/2006 Additional Traffic Control	Contractor	\$827.00
4	Adjust final quantities to asbuilt measurements.	Engineering	\$2,261.79
5	7/11/2006 Correct drainage on Sheridan Ave. from Sampson St. to Glenbrook Dr with overlay.	Engineering	\$7,485.50
6	7/20/2006 HMA Roadway Surfacing on Sheridan Ave. from Sta. 499+05 to 500+10.	Engineering	\$4,911.50
Original Contract Amount			\$368,939.35
Total Change Orders			\$27,855.79
Percent of Change Orders to Original Contract			7.55%
Final Contract Amount			\$396,795.14

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October 23, 2006

CERTIFICATION OF COMPLETION

AGENDA HEADING:

Accepting completed construction and approving final payment for the E. 16th Street and E. Sheridan Avenue Storm Sewer Improvements, 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: \$396,795.14 As-Built Contract Cost

Funding Source: 2006-2007 CIP, Page Storm-5, City-wide Storm Water Utility Projects, STE057, Various Funding, Being:

\$9,000 from Des Moines Water Works for water main relocation (Bid Items 19 & 20) with the remainder from Storm Water Utility Funds

CERTIFICATION OF COMPLETION:

On August 8, 2005, under Roll Call No. 05-1965, 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:

E. 16th Street and E. Sheridan Avenue Storm Sewer Improvements, 08-2004-007

Construction of 15", 24", 30" and 36" diameter RCP storm sewers, intakes and storm manholes; together with pavement removal, street restoration, driveways, sidewalks with ramps, and other incidental items; in accordance with the contract documents, including Plan File Nos. 453-072/088, on E. Sheridan Avenue at E. 16th Street

I hereby certify that the construction of said E. 16th Street and E. Sheridan Avenue Storm Sewer Improvements, Activity ID 08-2004-007, 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 23, 2005, and was completed on October 10, 2006.

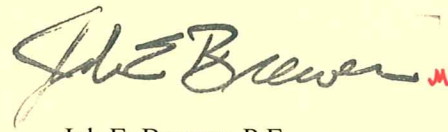


ENGINEERING DEPARTMENT
CITY HALL
400 ROBERT D. RAY DRIVE
DES MOINES, IOWA 50309 -1891
(515) 283-4920
FAX (515) 283-4112

ALL-AMERICA CITY
1949, 1976, 1981
2003

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I further certify that \$396,795.14 is the total cost of said improvement, of which \$365,178.23 has been paid the Contractor and \$11,777.15 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$19,839.76 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 that reads "Jeb E. Brewer" followed by a small red mark.

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