

DATE December 21, 2009

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR COWNIE SOCCER FIELDS IMPROVEMENTS - PHASE 1, SMITH SEEDING, 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 Cownie Soccer Fields Improvements - Phase 1, 11-2008-012, in accordance with the contract approved between Smith Seeding, Inc., John E. Smith, President, 219 N. 1st Street, Eldridge, IA 52748-2200, under Roll Call No. 08-1618, of September 8, 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 \$712,175.86 is the total cost, of which \$676,567.07 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 \$35,608.79 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.

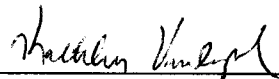
BE IT FURTHER RESOLVED: That the Engineering Department be and is hereby authorized and directed to notify all persons and firms with outstanding Chapter 573 claims against said project, that the project has been given final acceptance as completed by this City Council, that they have 60 days from such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

Funding Source: 2009-2010 CIP, Page Parks-25, Soccer Complex, PKS159, Being: \$692,726 in G. O. Bonds and \$19,450 in FEMA reimbursement for the irrigation system electrical control.

★ **Roll Call Number**

Agenda Item Number

70

DATE December 21, 2009

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

MOTION CARRIED

APPROVED

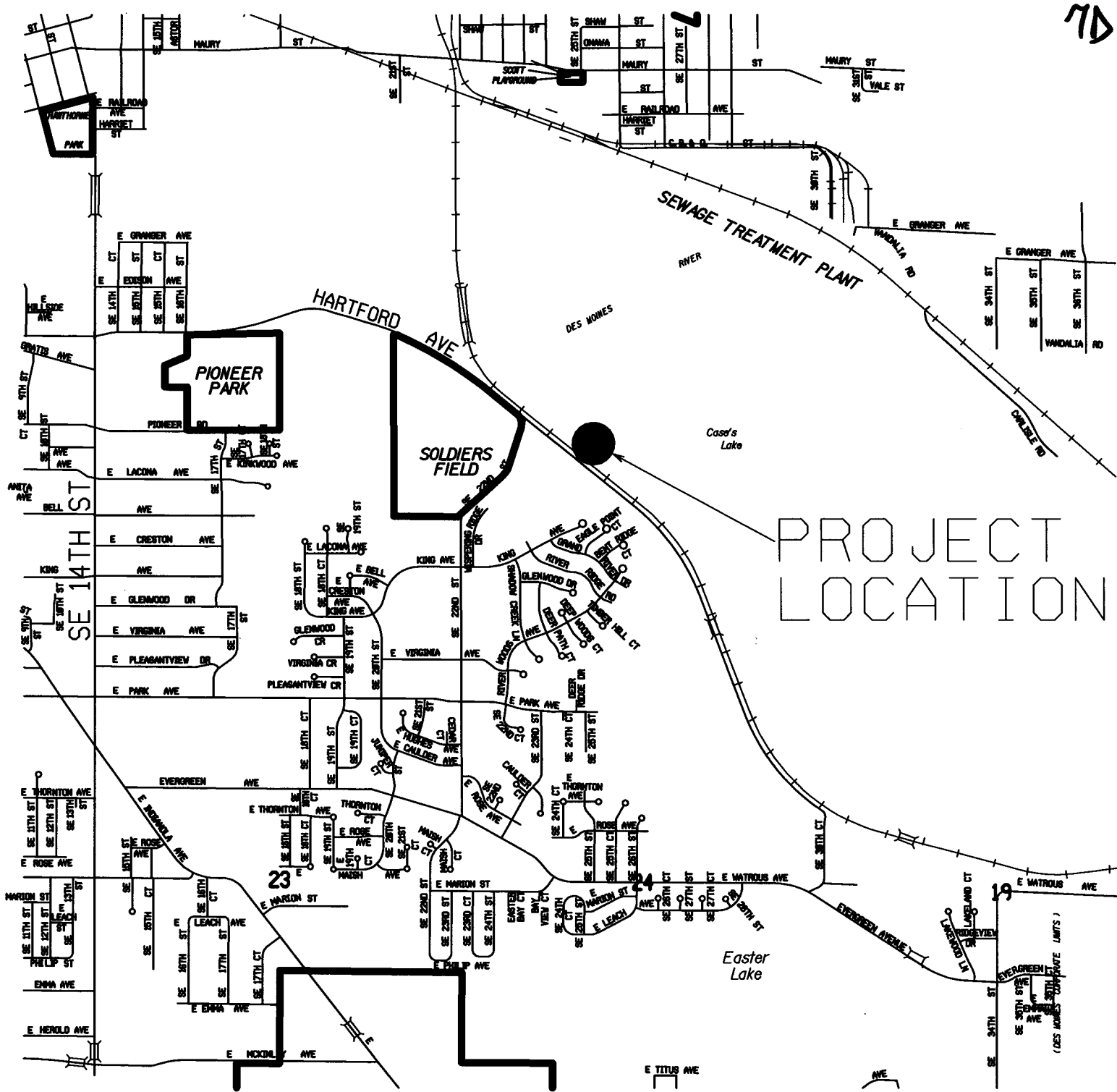
Mayor

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

7D



PROJECT LOCATION

COWNIE SOCCER FIELDS IMPROVEMENTS - PHASE 1

ACTIVITY ID: 11-2008-012

7D

PROJECT SUMMARY

Cownie Soccer Fields Imp. - Ph. 1

Activity ID 11-2008-012

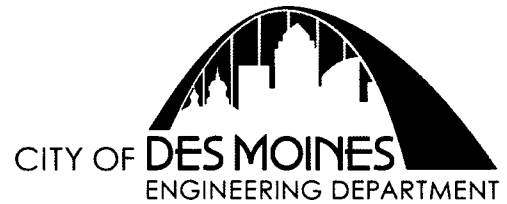
On September 8, 2008, under Roll Call No. 08-1618, the City Council awarded the contract for the above improvements to Smith Seeding, Inc., in the amount of \$684,930.00 to rehabilitate five soccer fields.

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	1/13/2009 Finish grade with box blade.	User	\$3,350.00
2	6/8/2009 Provide coarse graded sand for field no. 1.	User	\$8,946.00
3	11/10/2009 Adjust contract item amounts to final quantities.	Engineering	\$14,949.86
Original Contract Amount			\$684,930.00
Total Change Orders			\$27,245.86
Percent of Change Orders to Original Contract			3.98%
Final Contract Amount			\$712,175.86

December 21, 2009

CERTIFICATION OF COMPLETION



AGENDA HEADING:

Accepting completed construction and approving final payment for the Cownie Soccer Fields Improvements - Phase 1, Smith Seeding, 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: \$712,175.86 As-Built Contract Cost

Funding Source: 2009-2010 CIP, Page Parks-25, Soccer Complex, PKS159, Being: \$692,726 in G. O. Bonds and \$19,450 in FEMA reimbursement for the irrigation system electrical control.

CERTIFICATION OF COMPLETION:

On September 8, 2008, under Roll Call No. 08-1618, the City Council awarded a contract to Smith Seeding, Inc., John E. Smith, President, 219 N. 1st Street, Eldridge, IA 52748-2200 for the construction of the following improvement:

Cownie Soccer Fields Improvements - Phase 1, 11-2008-012

The improvement includes earthwork, sodding, subdrain installation, drainage improvements and restoration; all in accordance with the contract documents, including Plan File Nos. 491-98/103 at the Cownie Soccer Complex, 2200 E Hartford Avenue, Des Moines, Iowa

I hereby certify that the construction of said Cownie Soccer Fields Improvements - Phase 1, Activity ID 11-2008-012, 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 September 15, 2008, and was completed on December 4, 2009.

I further certify that \$712,175.86 is the total cost of said improvement, of which \$676,567.07 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 \$35,608.79 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

ESTIMATE OF CONSTRUCTION COMPLETED
FOR WORK DONE FROM 6/5/09 TO 11/17/09
PARTIAL PAYMENT NO. 7 (FINAL)

ACTIVITY ID: 11-2008-012



DATE: 11/17/09

PROJECT: COWNIE SOCCER FIELDS IMPROVEMENTS - PH. 1
CONTRACTOR: SMITH SEEDING, INC.

PARTIAL PAYMENT NO. 7 (FINAL)

LINE NO.	DESCRIPTION	UNIT	UNITS			TOTAL AMOUNT
			ESTIMATED	AUTHORIZED	CONSTRUCTED TO DATE	
1	GRADING (PER FIELD)	EACH	5	5	5,000	\$250,000.00
2	SOD	SQ	6000	6000	7,187,000	\$163,719.86
3	TURF DRAINAGE SYSTEM (PER FIELD)	EACH	5	5	5,000	\$138,500.00
4	SUBDRAIN	LF	5000	5000	4,155,000	\$49,860.00
5	IRRIGATION SYSTEM PLUMBING (PER FIELD)	EACH	5	5	4,700	\$30,550.00
6	IRRIGATION SYSTEM ELECTRICAL CONTROLS	LS	1	1	1,000	\$19,450.00
7	INTAKE CONNECTION	EACH	5	5	8,000	\$8,000.00
8	SUBDRAIN MANHOLE	EACH	3	3	2,000	\$4,000.00
9	SUBDRAIN DISCHARGE PAD	EACH	4	4	3,000	\$3,000.00
10	IRRIGATION SYSTEM, MISC.	LS	1	1	1,000	\$2,800.00
11	EROSION CONTROL	LS	1	1	1,000	\$30,000.00
CO 1	FINISH GRADING, BOX BLADE	LS	1	1	1,000	\$3,350.00
CO2.01	COARSE SAND, TOP DRESSING	LS	1,000	1,000	1,000	\$8,946.00
CO 3	ADJUST CONTRACT ITEM AMOUNTS TO AS-BUILT QUANTITIES					
	TOTAL CONTRACT AMOUNT PLUS CHANGE ORDERS		\$712,175.86			
	PARTIAL PAYMENT NO. 1		\$233,225.00			
	PARTIAL PAYMENT NO. 2		\$181,350.25			
	PARTIAL PAYMENT NO. 3		\$122,189.00			
	PARTIAL PAYMENT NO. 4		\$14,055.25			
	PARTIAL PAYMENT NO. 5		\$78,945.00			
	PARTIAL PAYMENT NO. 6		\$46,802.57			
	THIS PARTIAL PAYMENT		\$0.00			
	TOTAL PARTIAL PAYMENTS		\$676,567.07			
	BALANCE		\$35,608.79			
	Percent Complete	100%				
	TOTAL					\$712,175.86
	RETAINAGE					\$35,608.79
	TOTAL LESS RETAINAGE					\$676,567.07
	LESS PREVIOUS PAYMENT					\$676,567.07
	AMOUNT DUE					\$0.00

PARTIAL PAYMENT NO. 7 (FINAL)

PREPARED BY: 
CHECKED BY: 

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