

12B

DATE September 13, 2010

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 1706 PENNSYLVANIA AVENUE SOIL STABILIZATION, PROSHOT CONCRETE, 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 1706 Pennsylvania Avenue Soil Stabilization, 04-2009-018, in accordance with the contract approved between Proshot Concrete, Inc., Timothy McDougle, President, 4158 Musgrove Drive, Florence, AL 35630, under Roll Call No. 09-1906, of October 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 \$179,664.00 is the total cost, of which \$152,231.80 has been paid the Contractor, and \$18,449.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$8,983.20 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.

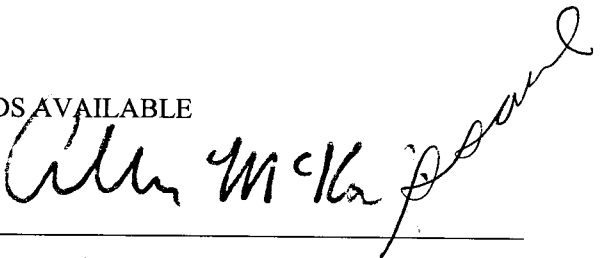
BE IT FURTHER RESOLVED: That the Des Moines Finance Director be and is hereby authorized to release said retainage if suit is not filed as above provided.

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 Storm-4, City-wide Storm Water Utility Projects, STE057, Being: Various funding being:

- \$127,500 in Federal funds from the United States Department of Agriculture (USDA), Natural Resources Conservation Service (NRCS), Emergency Watershed Protection (EWP) Program funds for 75% of total project costs estimated at \$170,000 not to exceed \$127,500 per Agreement No. 69-6114-9-46 approved by Council on June 23, 2009 under Roll Call 09-1067
- \$26,466 in private contributions from the adjacent property owners, Steven C. and Alyce A. Wallace per agreement approved by the City Council on February 23, 2009. Under the agreement, the property owners are responsible for the remainder of the project cost not paid by the USDA NCRS EWP grant.
- \$25,698 in Jumpstart State 3 funding

69-6114-9-46

★ **Roll Call Number**

Agenda Item Number

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DATE September 13, 2010

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|----------------|------|------|------|--------|
| COWNIE | | | | |
| COLEMAN | | | | |
| GREISS | | | | |
| HENSLEY | | | | |
| MAHAFFEY | | | | |
| MEYER | | | | |
| MOORE | | | | |
| TOTAL | | | | |

MOTION CARRIED

APPROVED

Mayor

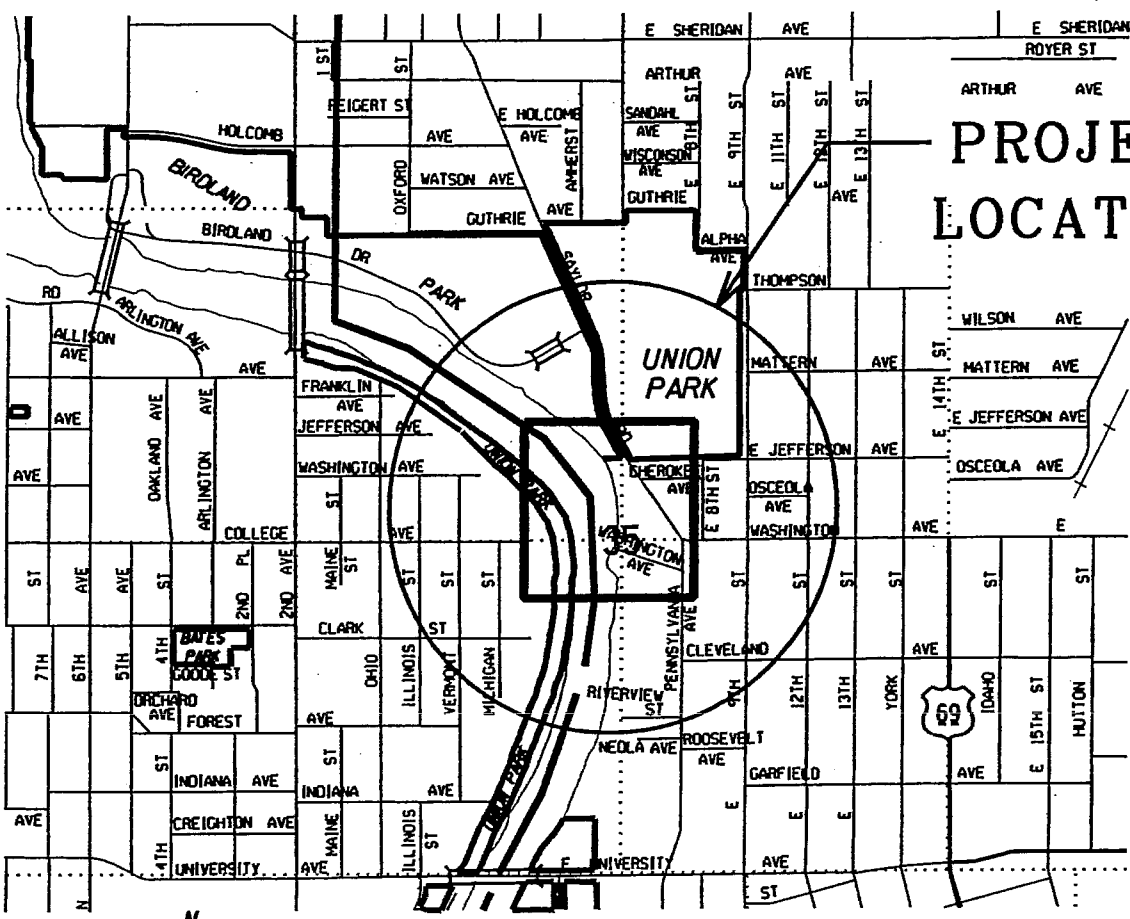
CERTIFICATE

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.

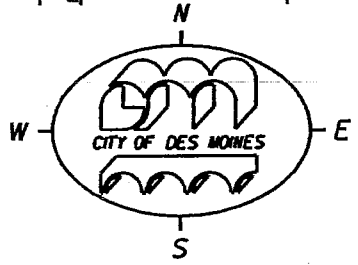
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

City Clerk

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PROJECT LOCATION



1706 PENNSYLVANIA AVENUE
 SOIL STABILIZATION
 ACTIVITY ID 04-2009-018

sf/le-dates

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PROJECT SUMMARY

1706 Penn. Ave Soil Stabilization

Activity ID 04-2009-018

On October 26, 2009, under Roll Call No. 09-1906, the City Council awarded the contract for the above improvements to Proshot Concrete, Inc., in the amount of \$179,664.00 to stabilize the soil at 1706 Penn. Ave.

Tabulated below is a history of project change orders.

| <u>Change Order No.</u> | <u>Description</u> | <u>Initiated By</u> | <u>Amount</u> |
|-----------------------------|--|-------------------------|---------------|
| | Original Contract Amount | | \$179,664.00 |
| | Total Change Orders | | \$0.00 |
| | Percent of Change Orders to Original Contract | | 0.00% |
| | Final Contract Amount | | \$179,664.00 |

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September 13, 2010



CERTIFICATION OF COMPLETION

AGENDA HEADING:

Accepting completed construction and approving final payment for the 1706 Pennsylvania Avenue Soil Stabilization, Proshot Concrete, 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: \$179,664.00 As-Built Contract Cost

Funding Source: 2009-2010 CIP, Page Storm-4, City-wide Storm Water Utility Projects, STE057, Being: Various funding being:

- \$127,500 in Federal funds from the United States Department of Agriculture (USDA), Natural Resources Conservation Service (NRCS), Emergency Watershed Protection (EWP) Program funds for 75% of total project costs estimated at \$170,000 not to exceed \$127,500 per Agreement No. 69-6114-9-46 approved by Council on June 23, 2009 under Roll Call 09-1067
- \$26,466 in private contributions from the adjacent property owners, Steven C. and Alyce A. Wallace per agreement approved by the City Council on February 23, 2009. Under the agreement, the property owners are responsible for the remainder of the project cost not paid by the USDA NCRS EWP grant.
- \$25,698 in Jumpstart State 3 funding

CERTIFICATION OF COMPLETION:

On October 26, 2009, under Roll Call No. 09-1906, the City Council awarded a contract to Proshot Concrete, Inc., Timothy McDougle, President, 4158 Musgrove Drive, Florence, AL 35630 for the construction of the following improvement:

1706 Pennsylvania Avenue Soil Stabilization, 04-2009-018

The improvement includes construction of soil nailing with the necessary appurtenances and restoration; in accordance with the contract documents including Plan File Nos. 476-144/147 at 1706 Pennsylvania Avenue, Des Moines, Iowa

I hereby certify that the construction of said 1706 Pennsylvania Avenue Soil Stabilization, Activity ID 04-2009-018, 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 December 2, 2009, and was completed on July 21, 2010.

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I further certify that \$179,664.00 is the total cost of said improvement, of which \$152,231.80 has been paid the Contractor and \$18,449.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$8,983.20 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

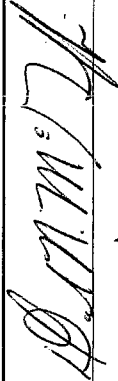
ESTIMATE OF CONSTRUCTION COMPLETED
FOR WORK DONE FROM 1/6/10 TO 6/21/10
PARTIAL PAYMENT NO. 2 (FINAL)

PROJECT: 1706 PENNSYLVANIA AVE. SOIL STABILIZATION
CONTRACTOR: PROSHOT CONCRETE, INC.

PARTIAL PAYMENT NO. 2 (FINAL)

| LINE NO. | DESCRIPTION | UNIT | UNITS | | | TOTAL AMOUNT |
|----------|--|------|-----------|------------|---------------------|--------------|
| | | | ESTIMATED | AUTHORIZED | CONSTRUCTED TO DATE | |
| 1 | TREE REMOVAL | LS | 1 | 1 | 1,000 | \$8,000.00 |
| 2 | FENCE REMOVAL | LF | 57 | 57 | 57,000 | \$1,140.00 |
| 3 | BOARDWALK REMOVAL | LF | 17 | 17 | 17,000 | \$1,700.00 |
| 4 | FRACTURED CONC. RETAINING WALL REMOVAL | SF | 200 | 200 | 200,000 | \$9,000.00 |
| 5 | FRACTURED CONC. STAIRS REMOVAL | SF | 12 | 12 | 12,000 | \$720.00 |
| 6 | SOIL EXCAVATION | SY | 50 | 50 | 50,000 | \$5,000.00 |
| 7 | HORIZONTAL DRAIN | EACH | 25 | 25 | 25,000 | \$865.00 |
| 8 | SELF-DRILLING SUPERNAIL | EACH | 20 | 20 | 20,000 | \$1,260.00 |
| 9 | SHOTCRETE WALL | SF | 162 | 162 | 162,000 | \$77.00 |
| 10 | BALLISTIC NAIL | EACH | 77 | 77 | 77,000 | \$785.00 |
| 11 | MESH, PLATES & TOPSOIL | SF | 1,050 | 1,050 | 1,050,000 | \$18.80 |
| 12 | SEEDING | LS | 1 | 1 | 1,000 | \$3,000.00 |
| 13 | 6 INCH SUBDRAIN | LF | 220 | 220 | 220,000 | \$40.00 |
| 14 | SUBDRAIN CLEANOUT | EACH | 5 | 5 | 5,000 | \$200.00 |
| 15 | SUBDRAIN CONNECTIONS | EACH | 8 | 8 | 8,000 | \$40.00 |
| 16 | PROJECT SIGN - SMALL | EACH | 1 | 1 | 1,000 | \$1,500.00 |
| | TOTAL CONTRACT AMOUNT PLUS CHANGE ORDERS | | | | | \$179,664.00 |
| | PARTIAL PAYMENT NO. 1 | | | | | \$152,231.80 |
| | THIS PARTIAL PAYMENT | | | | | \$18,449.00 |
| | TOTAL PARTIAL PAYMENTS | | | | | \$170,680.80 |
| | BALANCE | | | | | \$8,983.20 |
| | Percent Complete | 100% | | | | |
| | TOTAL | | | | | \$179,664.00 |
| | RETAINAGE | | | | | \$8,983.20 |
| | TOTAL LESS RETAINAGE | | | | | \$170,680.80 |
| | LESS PREVIOUS PAYMENT | | | | | \$152,231.80 |
| | AMOUNT DUE | | | | | \$18,449.00 |

PARTIAL PAYMENT NO. 2 (FINAL)

PREPARED BY: 

CHECKED BY: 

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