

★ **Roll Call Number**

Agenda Item Number

9 A

DATE December 6, 2010

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR BATES & EVERGREEN PARKS PLAYGROUND IMPROVEMENTS, T K 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 Bates & Evergreen Parks Playground Improvements, 11-2009-002, in accordance with the contract approved between T K Concrete Inc., Tony J. VerMeer, President, 1608 Fifield Road, Pella, IA 50219, under Roll Call No. 09-1273, of July 13, 2009, and the City of Des Moines, and recommending the acceptance thereof, be and the same is hereby approved, and accepted, and

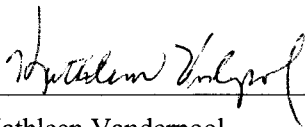
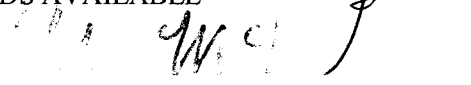
BE IT FURTHER RESOLVED: That \$232,119.18 is the total cost, of which \$207,385.85 has been paid the Contractor, and \$13,127.37 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$11,605.96 is to be paid at the end of thirty days, with funds retained 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: 2010-2011 CIP, Page Park-13, Neighborhood Park Improvements, PKS137, G. O. Bonds

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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# BATES & EVERGREEN PARKS PLAYGROUND IMPROVEMENTS

ACT. ID 11-2009-002

# PROJECT SUMMARY

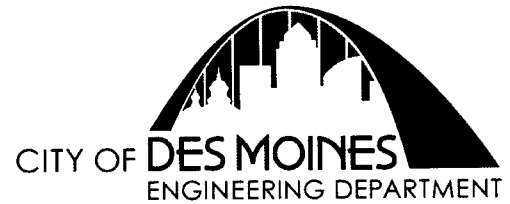
## Bates & Evergreen Parks Playground Imp. Activity ID 11-2009-002

On July 13, 2009, under Roll Call No. 09-1273, the City Council awarded the contract for the above improvements to T K Concrete, Inc., in the amount of \$ 216,300.00 to install new play equipment at Bates and Evergreen parks.

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	3/8/2010 Remove concrete, rubble and buried footings.	Contractor	\$2,415.00
2	10/29/2010 Remove sidewalk, place grizzly rock, install drainage pipe, construct & seed swale, adjust contract item amounts to as-built quantities.	Engineering	\$13,404.18
<b>Original Contract Amount</b>			\$216,300.00
<b>Total Change Orders</b>			\$15,819.18
<b>Percent of Change Orders to Original Contract</b>			7.31%
<b>Final Contract Amount</b>			\$232,119.18

December 6, 2010



**CERTIFICATION OF COMPLETION**

**AGENDA HEADING:**

Accepting completed construction and approving final payment for the Bates & Evergreen Parks Playground Improvements, T K 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: \$232,119.18 As-Built Contract Cost

Funding Source: 2010-2011 CIP, Page Park-13, Neighborhood Park Improvements, PKS137, G. O. Bonds

**CERTIFICATION OF COMPLETION:**

On July 13, 2009, under Roll Call No. 09-1273, the City Council awarded a contract to T K Concrete Inc., Tony J. VerMeer, President, 1608 Fifield Road, Pella, IA 50219 for the construction of the following improvement:

Bates & Evergreen Parks Playground Improvements, 11-2009-002

The improvement includes the installation of EVOS play equipment, a new metal shelter, PCC curbing and sidewalk, earthwork and restoration; all in accordance with the contract documents including Plan File Nos. 506-001/007 at Bates Park, 4th Street and Clark Street, and Evergreen Park, 2000 Evergreen Avenue, Des Moines, Iowa

I hereby certify that the construction of said Bates & Evergreen Parks Playground Improvements, Activity ID 11-2009-002, 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 8, 2009, and was completed on November 19, 2010.

I further certify that \$232,119.18 is the total cost of said improvement, of which \$207,385.85 has been paid the Contractor and \$13,127.37 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$11,605.96 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 6/11/10 TO 10/28/10  
**PARTIAL PAYMENT NO. 7 (FINAL)**

**PROJECT: BATES & EVERGREEN PARKS PLAYGROUND IMPROVEMENTS**  
**CONTRACTOR: TK CONCRETE, INC**

PARTIAL PAYMENT NO. 7 (FINAL)

LINE NO.	DESCRIPTION	UNIT	UNITS			TOTAL AMOUNT
			ESTIMATED	AUTHORIZED	CONSTRUCTED TO DATE	
1	EVOS	EACH	2	2	2.000	\$70,000.00
2	POURED-IN-PLACE RESILIENT SURFACING	LS	1	1	1.000	\$30,000.00
3	SIDEWALK, 5" PCC	SY	250	250	259.000	\$8,806.00
4	CURB, PCC	LF	300	300	272.000	\$6,800.00
5	EARTHWORK, BATES	LS	1	1	1.000	\$5,000.00
6	EARTHWORK, EVERGREEN	LS	1	1	1.000	\$5,000.00
7	BASE, 4" PCC W/STEEL	SY	300	300	312.400	\$11,246.40
8	BENCH	EACH	3	3	3.000	\$2,250.00
9	ADDITIONAL TOPSOIL	CY	50	50	330.000	\$8,250.00
10	TRASH RECEPTACLE	EACH	5	5	5.000	\$3,750.00
11	ENGINEERED WOOD FIBERS	CY	100	100	100.000	\$3,200.00
12	SAND, COARSE WASHED FILL	TON	40	40	55.340	\$1,383.50
13	FILTER FABRIC	EACH	2	2	2.000	\$1,500.00
14	SEEDING	LS	1	1	1.000	\$8,000.00
15	PICNIC TABLE	EACH	3	3	3.000	\$6,000.00
16	PROJECT SIGN - SMALL	EACH	1	1	0.000	\$0.00
17	SWING	EACH	1.000	1.000	1.000	\$8,000.00
18	SHELTER - BATES	LS	1.000	1.000	1.000	\$20,000.00
19	SHELTER SLAB & FOOTINGS - BATES	LS	1.000	1.000	1.000	\$6,000.00
20	2 X 2 TILES	LS	1.000	1.000	1.000	\$5,000.00
21	DRAIN TILE	EACH	3.000	3.000	3.000	\$4,500.00
22	REMOVALS	LS	1.000	1.000	1.000	\$1,250.00
23	PAINT SWING - BATES	LS	1.000	1.000	1.000	\$1,000.00
24	CHIMES PANEL	EACH	2.000	2.000	2.000	\$2,000.00
25	BONGO PANEL	EACH	2.000	2.000	2.000	\$2,000.00
26	RESILIENT SURFACING DRAIN	EACH	2.000	2.000	1.000	\$750.00

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PROJECT: BATES & EVERGREEN PARKS PLAYGROUND IMPROVEMENTS  
 CONTRACTOR: TK CONCRETE, INC

LINE NO.	DESCRIPTION	UNIT	UNITS			TOTAL AMOUNT
			ESTIMATED	AUTHORIZED	CONSTRUCTED TO DATE	
CO1.01	REMOVE CONCRETE & FOOTINGS	LS	1.000	1.000	1.000	\$2,415.00
CO 2.01	ADDITIONAL SIDEWALK REM., EVERGREEN	LS	1.000	1.000	1.000	\$950.00
CO2.02	GRIZZLY ROCK	TON	217.440	217.440	217.440	\$3,968.28
CO2.03	DRAINAGE PIPE	LS	1.000	1.000	1.000	\$585.00
CO2.04	CONSTRUCT SWALES - BATES	LS	1.000	1.000	1.000	\$810.00
CO2.05	SEED SWALE - BATES	LS	1.000	1.000	1.000	\$1,705.00
CO 2	ADJUST CONTRACT ITEM AMOUNTS TO AS-BUILT QUANTITIES					
	TOTAL CONTRACT AMOUNT PLUS CHANGE ORDERS		\$232,119.18			
	PARTIAL PAYMENT NO. 1		\$46,740.00			
	PARTIAL PAYMENT NO. 2		\$95,617.50			
	PARTIAL PAYMENT NO. 3		\$7,505.00			
	PARTIAL PAYMENT NO. 4		\$23,283.07			
	PARTIAL PAYMENT NO. 5		\$26,709.25			
	PARTIAL PAYMENT NO. 6		\$7,531.03			
	THIS PARTIAL PAYMENT		\$13,127.37			
	TOTAL PARTIAL PAYMENTS		\$220,513.22			
	BALANCE		\$11,605.96			
	Percent Complete	100%				
					TOTAL	\$232,119.18
					RETAINAGE	\$11,605.96
					TOTAL LESS RETAINAGE	\$220,513.22
					LESS PREVIOUS PAYMENT	\$207,385.85
					AMOUNT DUE	\$13,127.37

PARTIAL PAYMENT NO. 7 (FINAL)

PREPARED BY:   
 CHECKED BY: 

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