

★ **Roll Call Number**

Agenda Item Number

10 C

DATE March 28, 2011

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR S.W. 30TH STREET TRAIL CONNECTION AT CARNEY PARK, ROCKY HURST CONSTRUCTION, 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 S.W. 30th Street Trail Connection at Carney Park, 11-2009-017, in accordance with the contract approved between Rocky Hurst Construction, Inc., Kaye L. Hurst, President, 3412 SW 9th Street, P.O. Box 36443, Des Moines, IA 50315, under Roll Call No. 10-321, of February 22, 2010, 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 \$35,630.00 is the total cost, of which \$31,486.00 has been paid the Contractor, and \$2,362.50 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$1,781.50 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.

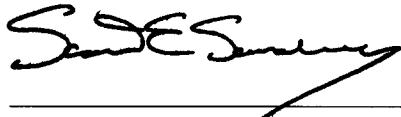
Moved by \_\_\_\_\_ to adopt.

FORM APPROVED:

  
\_\_\_\_\_

Kathleen Vanderpool  
Deputy City Attorney

FUNDS AVAILABLE

  
\_\_\_\_\_

Scott E. Sanders  
Des Moines Finance Director

 Funding Source: 2011-2012 CIP, Page Parks-17, Recreation Trails, PKS045, G. O. Bonds

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

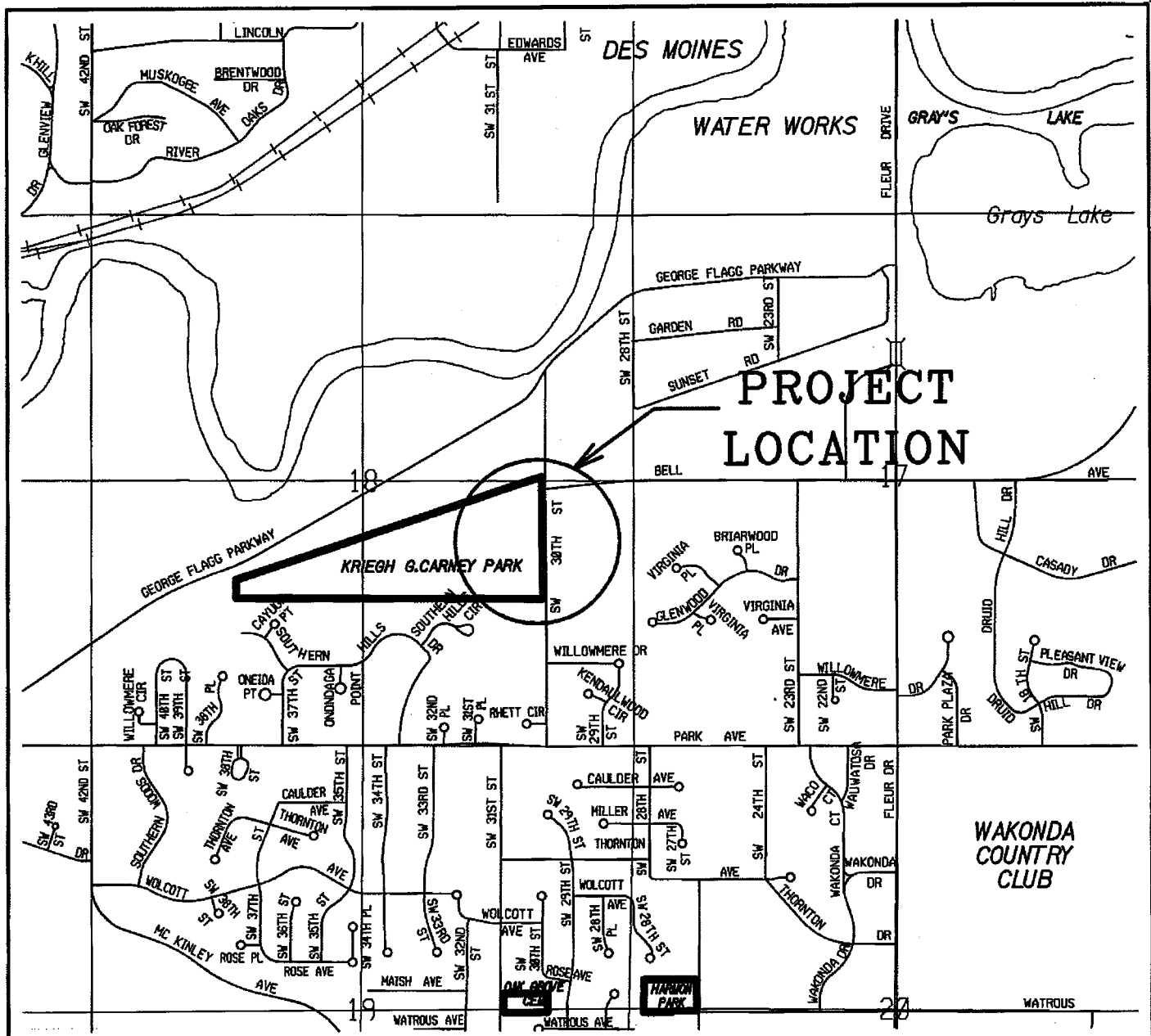
MOTION CARRIED APPROVED  
\_\_\_\_\_  
Mayor

**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 SUMMARY

SW 30th Trail Connection @ Carney Park

Activity ID 11-2009-017

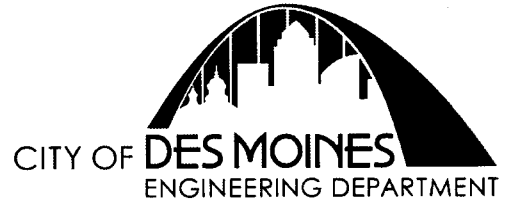
On February 22, 2010 under Roll Call No. 10-320 the City Council awarded the contract for the above improvement to Rocky Hurst Construction, Inc. in the amount of \$28,435.00 for construction of trail connection, storm sewer manhole adjustment, water valve adjustment, grading, restoration, and other incidental items.

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  | 11/30/2010<br>Change in restoration from seeding to sod.                              | Engineering         | \$17,860.00   |
| 2  | 3/3/2011<br>Adjustment of quantities to as-built measurements and liquidated damages. | Engineering         | (\$10,665.00) |
| <b>Original Contract Amount</b>                      |   |                     | \$28,435.00   |
| <b>Total Change Orders</b>                           |   |                     | \$7,195.00    |
| <b>Percent of Change Orders to Original Contract</b> |   |                     | 25.30%        |
| <b>Final Contract Amount</b>                         |   |                     | \$35,630.00 ✓ |

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March 28, 2011



**CERTIFICATION OF COMPLETION**

**AGENDA HEADING:**

Accepting completed construction and approving final payment for the S.W. 30th Street Trail Connection at Carney Park, Rocky Hurst Construction, 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: \$35,630.00 As-Built Contract Cost

Funding Source: 2011-2012 CIP, Page Parks-17, Recreation Trails, PKS045, G. O. Bonds

**CERTIFICATION OF COMPLETION:**

On February 22, 2010, under Roll Call No. 10-321, the City Council awarded a contract to Rocky Hurst Construction, Inc., Kaye L. Hurst, President, 3412 SW 9th Street, P.O. Box 36443, Des Moines, IA 50315 for the construction of the following improvement:

S.W. 30th Street Trail Connection at Carney Park, 11-2009-017

The improvement includes construction of a 5' wide PCC sidewalk, grading, seeding and other incidental items; in accordance with the contract documents, including Plan File Nos. 515-001/018, and located on the west side of S.W. 30th Street along the top of the existing levee from the entrance to the Krieh G. Carney Park, north approximately 1045 feet to the existing HMA trail north of Bell Avenue, Des Moines, Iowa

I hereby certify that the construction of said S.W. 30th Street Trail Connection at Carney Park, Activity ID 11-2009-017, 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, 2010, and was completed on March 23, 2011.

I further certify that \$35,630.00 is the total cost of said improvement, of which \$31,486.00 has been paid the Contractor and \$2,362.50 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$1,781.50 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


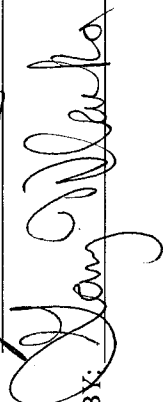


**ESTIMATE OF CONSTRUCTION COMPLETED**  
FOR WORK DONE FROM 12/31/10 to 02/28/11  
**FINAL PAYMENT (PARTIAL PAYMENT NO. 3)**

**PROJECT: S.W. 30TH STREET TRAIL CONNECTION AT CARNEY PARK**  
**CONTRACTOR: ROCKY HURST CONSTRUCTION, INC.**

**Activity ID: 11-2009-017**  
**Date: 03/07/11**

| LINE NO.                                 | DESCRIPTION   | UNIT | UNITS       |            |                     | TOTAL AMOUNT |
|--|---|------|-------------|------------|---------------------|--------------|
|  |   |      | ESTIMATED   | AUTHORIZED | CONSTRUCTED TO DATE |              |
| 1  | Earthwork   | CY   | 190.000     | 190.000    | 190.000             | \$1,900.00   |
| 2  | Topsoil, Furnish and Place, 5" Depth                          | CY   | 85.000      | 85.000     | 85.000              | \$1,275.00   |
| 3  | 5" PCC Sidewalk   | SY   | 585.000     | 585.000    | 585.000             | \$16,380.00  |
| 4  | Water Valve Adjustment  | EA   | 1.000       | 1.000      | 1.000               | \$250.00     |
| 5  | Storm Sewer Manhole Adjustment                                | EA   | 1.000       | 1.000      | 1.000               | \$1,000.00   |
| 6  | Seeding, Fertilizing and Mulching - Type 1 Permanent Lawn Mix | ACRE | 0.800       | 0.000      | 0.000               | \$2,400.00   |
| 7  | Silt Fence  | LF   | 1,000.000   | 0.000      | 0.000               | \$2.00       |
| 8  | Traffic Control   | LS   | 1.000       | 1.000      | 1.000               | \$1,000.00   |
| 9  | Mobilization  | LS   | 1.000       | 1.000      | 1.000               | \$2,500.00   |
| 10                                       | Project Sign, Small   | EA   | 1.000       | 1.000      | 1.000               | \$210.00     |
| 1.01                                     | Sod   | SQ   |             | 270.000    | 270.000             | \$49.50      |
| 2.01                                     | Liquidated Damages  | DAY  |             | 22.500     | 22.500              | (\$100.00)   |
| TOTAL CONTRACT AMOUNT PLUS CHANGE ORDERS |   |      | \$35,630.00 |            |                     |              |
| PARTIAL PAYMENT #1                       |   |      | \$14,209.97 |            |                     |              |
| PARTIAL PAYMENT #2                       |   |      | \$17,276.03 |            |                     |              |
| THIS PARTIAL PAYMENT                     |   |      | \$2,362.50  |            |                     |              |
| TOTAL PARTIAL PAYMENTS                   |   |      | \$33,848.50 |            |                     |              |
| BALANCE                                  |   |      | \$1,781.50  |            |                     |              |
| TOTAL                                    |   |      |             |            |                     | \$35,630.00  |
| RETAINAGE                                |   |      |             |            |                     | \$1,781.50   |
| TOTAL LESS RETAINAGE                     |   |      |             |            |                     | \$33,848.50  |
| LESS PREVIOUS PAYMENT                    |   |      |             |            |                     | \$31,486.00  |
| AMOUNT DUE                               |   |      |             |            |                     | \$2,362.50   |

PREPARED BY:   
CHECKED BY: 

FINAL PAYMENT (PARTIAL PAYMENT NO. 3)