

★ **Roll Call Number**

Agenda Item Number

12

Date August 8, 2011

**APPROVING EXTENSION OF TIME ON
PRINCIPAL RIVERWALK – WALNUT STREET TO GRAND AVENUE, WEST SIDE**

WHEREAS, Elder Corporation, Jared R. Elder II, President, 5088 E. University Avenue, Des Moines, IA, 50327, contractor for the Principal Riverwalk – Walnut Street to Grand Avenue, West Side, has requested an extension to December 15, 2011, for all work except landscaping and November 18, 2011 for all landscape work subject to Iowa Department of Transportation requirements due to delays caused by high water levels that have prevented storm sewer work, and

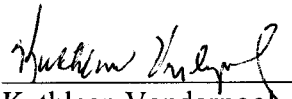
WHEREAS, the City Engineer has reviewed the request from Elder Corporation, and recommends that the City Council approve a completion date extension to December 15, 2011 for all work except landscaping, and November 18, 2011 for all landscape work subject to Iowa Department of Transportation requirements, for completion of the project.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the City Council receive and file the communication from Elder Corporation, accepts the City Engineer’s recommendation, and hereby grants Elder Corporation an extension of time as recommended by the City Engineer.

(Council Communication Number 11-525 attached)

Activity ID 11-2009-011

Moved by _____ to adopt.

JEB FORM APPROVED: 
Kathleen Vanderpool
Deputy City Attorney

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



August 2, 2011

City of Des Moines Engineering
Attn: Pam Cooksey
400 Robert D Ray Drive
Des Moines, IA 50309

Re: Principal Riverwalk- Walnut Street to Grand Avenue
Des Moines, IA
Project No: ESL-1945-(759)-7S-77
Contract ID: 77-1945-759

To whom it may concern:

Elder Corporation is sending this letter to request that the city of Des Moines consider extending the completion date for the above mentioned project.

Last October, the city accepted our request to extend the contract to completion date to July 31st of 2011 because of the extreme weather events that affected the river elevations. At the time, Elder Corporation was optimistic that the river elevations would recede and that work could resume in November of 2010.

Elder Corporation did resume work in November of 2010 as expected but encountered problems with the existing data provided to tie into the 100 year old storm system that required exploratory excavation and revisions to the plans to be issued. After the corrections were made and conditions allowed for resuming the utility tie-ins, the river elevations rose again to elevations that prevented crews from providing the necessary tie-ins for the project.

In July, 2011, the river elevations have started to recede and Stanley Consultants issued an ITC that will assist our company to make the necessary tie-ins at the current river elevations. Elder Corporation is planning to resume work on August 3rd, 2011.

Currently, these delays have made it impossible to complete the project by the time set forth in our last request and have created further conflicts in completing the work required to provide access to the World Food Prize Project before their Grand Opening Ceremony in October, 2011.

Elder Corporation is requesting an extension of the substantial completion date to December 15th, 2011 for all work with the exception of the landscaping (Trees/Shrubs) to be completed within the recommendations set forth by the Landscape Architect.

Sincerely,

Brent Thompson
Project Manager
Elder Corporation