



Roll Call Number

Agenda Item Number

8A

DATE August 8, 2011

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT
FOR 2010 EXPANDED STREET RESURFACING PROGRAM - CONTRACT 2, OMG MIDWEST, INC.
D/B/A DES MOINES ASPHALT & PAVING**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the attached report of the Des Moines City Engineer, showing the cost of the construction of the 2010 Expanded Street Resurfacing Program - Contract 2, 06-2010-016, in accordance with the contract approved between OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving, James Gauger, President, P.O. Box 3365, Des Moines, IA 50316-0365, under Roll Call No. 10-1323, of August 9, 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 \$1,740,553.01 is the total cost, of which \$1,653,525.36 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 \$87,027.65 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 Street-47, Special City-wide Street Improvements, STR217, Being: \$867,784 in I-JOBS Local Street & Road Funding (\$630,532.64 in Rebuild Iowa Infrastructure Fund per House File 822 and \$237,251.23 in ARRA Block Grant per House File 820) and \$872,769.01 in Gaming Monies from the Agreement with Polk County and The Racing Association of Central Iowa

I-JOBS Local Street & Road Funding

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

MOTION CARRIED

APPROVED

Mayor

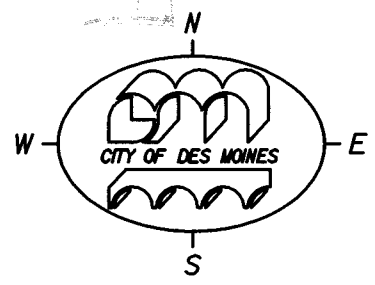
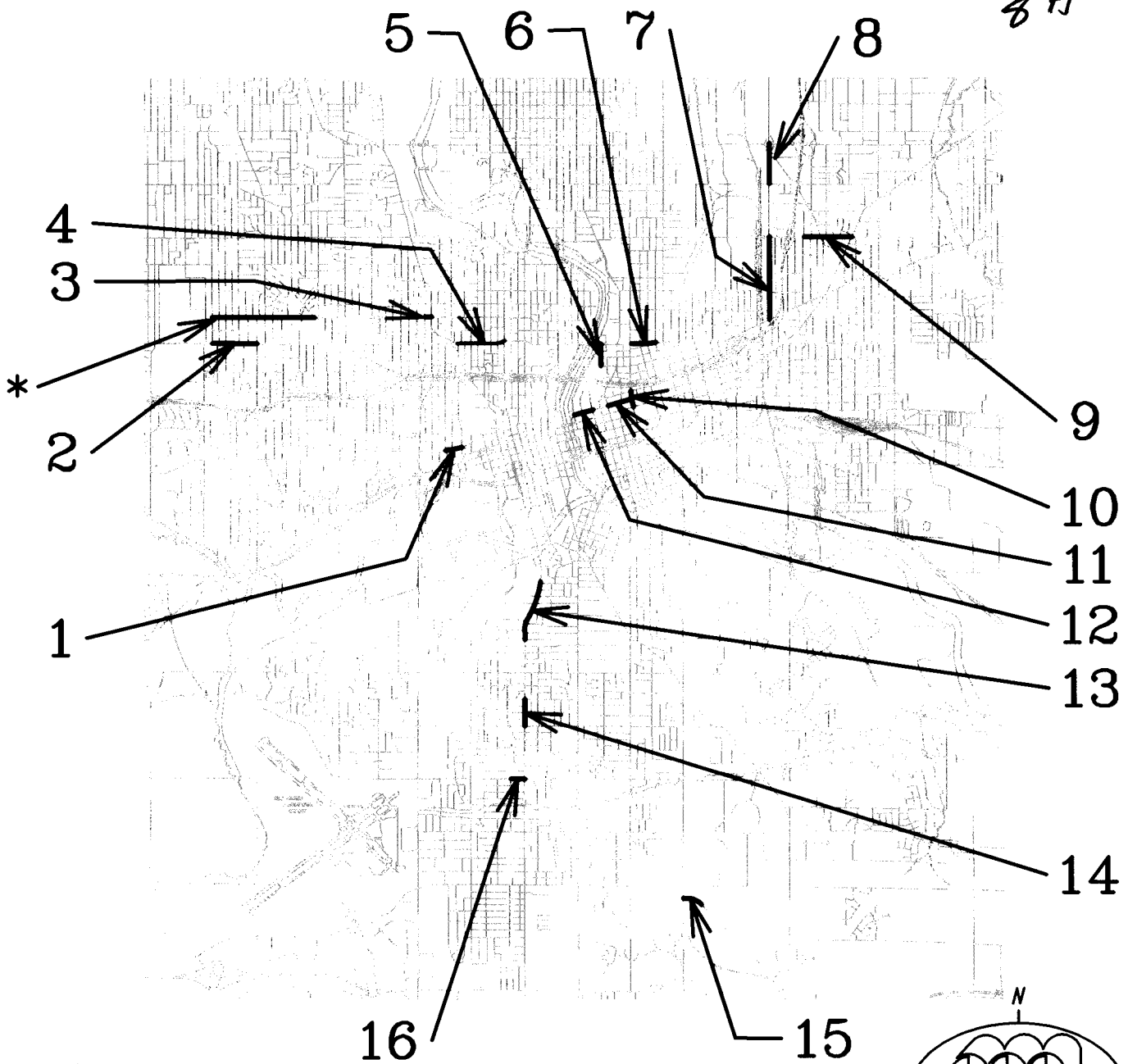
CERTIFICATE

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 LOCATIONS

- | | |
|--|--|
| 1 Ingersoll Ave - 15th St to 17th St | 9 Guthrie Ave - Hubbell Ave to E 23rd St |
| 2 University Ave - 48nd St to 48th St DELETED | 10 E 9th St - E. Grand Ave to Lyon St |
| 3 Forest Ave - ML King Jr Pkwy to 19th St | 11 Des Moines St - E 6th St to E 9th St |
| 4 University Ave - 9th St to 15th St | 12 Des Moines St - E 1st St to E 4th St |
| 5 E 6th St - Buchanan Ave to E University Ave | 13 SW 9th St - 100' N of Olinda Ave to Creston Ave |
| 6 E University Ave. - York St to PCC east of E 9th St | 14 SW 9th St - Thorton Ave to Watrous Ave |
| 7 Delaware Ave - Guthrie Ave to Easton Blvd | 15 Bloomfield Rd - Hwy 65/69 to ACC east |
| 8 Delaware Ave - E. Euclid Ave to E Hull Ave | 16 McKinley Ave - SW 9th St to ACC west |
| | * Forest Ave - Beaver Ave to 48th St |

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**2010 EXPANDED STREET RESURFACING
PROGRAM - CONTRACT 2
ACTIVITY I.D. 06-2010-016**



PROJECT SUMMARY

2010 Expanded Street Resurfacing Program - Contract 2

Activity ID 06-2010-016

On August 9, 2010, under Roll Call No. 10-1323, the Council awarded the contract for the above improvements to OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving, in the amount of \$1,686,417.47. Tabulated below is a history of project change orders.

Change Order No.	Initiated By	Description	Amount
1	Engineering	9/29/2010 Add pavement scarification for Des Moines Street and SW 9th Street.	\$24,582.40
2	Engineering	10/6/2010 Additional traffic control and milling for Forest Ave (41st St to 48th St), added to the project by Public Works.	\$24,689.48
3	Engineering	10/20/2010 Additional milling to the project and a lane closure due to a void under the street caused by a sewer problem.	\$23,616.33
4	Engineering	11/17/2010 Adjust quantities (except of tape pavement markings) to agreed upon quantities.	\$(10,832.10)
5	Engineering	Adjust quantities to agreed upon final quantities.	\$(7,920.57)
Original Contract Amount			\$1,686,417.47
Total Change Orders			\$54,135.54
Percent of Change Orders to Original Contract			3.21%
Total Contract Amount			\$1,740,553.01 ✓

**ENGINEERING DEPARTMENT
CITY OF DES MOINES, IOWA**



ESTIMATE OF CONSTRUCTION COMPLETED

FOR WORK DONE FROM 07/13/11 to 07/18/11

FINAL PAYMENT (Partial Payment NO. 8)

PROJECT: 2010 Expanded Street Resurfacing Program - Contract 2
CONTRACTOR: OMG Midwest dba Des Moines Asphalt & Paving

Activity ID: 06-2010-016
07/18/11

LINE NO.	DESCRIPTION	UNIT	UNITS				CONSTRUCTED TO DATE	UNIT PRICE	TOTAL AMOUNT
			ESTIMATED	AUTHORIZED					
1	Cleaning and Preparation of Base	MILE	4.400	4.900		4.900	\$4,820.00	\$23,618.00	
2	Pavement Scarification	SY	40,955.000	81,160.000		81,160.000	\$3.20	\$259,712.00	
3	HMA (1MESAL) Surface, 1/2", No Fric	TON	5,050.000	7,147.450		7,147.450	\$84.00	\$600,385.80	
4	HMA (3MESAL) Surface, 1/2", Fric L-4	TON	8,950.000	7,001.200		7,001.200	\$86.00	\$602,103.20	
5	Milled Butt Joints	LS	1.000	1.000		1.000	\$15,000.00	\$15,000.00	
6	Manhole Adjusting Ring	EACH	28.000	39.000		39.000	\$154.00	\$6,006.00	
7	Intake Riser	EACH	16.000	13.000		13.000	\$192.50	\$2,502.50	
8	New Manhole Lid	EACH	10.000	0.000		0.000	\$220.00	\$0.00	
9	Patch by Count	EACH	10.000	1.000		1.000	\$137.50	\$137.50	
10	Patch, Full Depth	SY	150.000	4.000		4.000	\$97.35	\$389.40	
11	Remove & Replace M-A Intake	EACH	3.000	0.000		0.000	\$3,410.00	\$0.00	
12	Remove & Replace M-F Intake	EACH	3.000	0.000		0.000	\$6,820.00	\$0.00	
13	Painted Pavement Marking, Waterborne or Solvent based	STA	824.920	519.320		519.320	\$16.50	\$8,568.78	
14	Painted Symbols and Legend, Waterborne or Solvent based	EACH	74.000	19.000		19.000	\$55.00	\$1,045.00	
15	Durable Pavement Markings, Epoxy	STA	199.000	333.940		333.940	\$110.00	\$36,733.40	
16	Durable Pavement Symbols and Legend, Epoxy	EACH	42.000	42.000		42.000	\$225.50	\$9,471.00	
17	Permanent Tape Marking, Profiled Pavement Marking Tape	STA	205.610	154.300		154.300	\$253.00	\$39,037.90	
18	Permanent Tape Marking, Intersection Marking Tape	STA	29.340	19.120		19.120	\$319.00	\$6,099.28	
19	Pre-Cut Symbol and Legend	EACH	21.000	4.000		4.000	\$242.00	\$968.00	
20	Grooves Cut for Pavement Markings	STA	433.950	507.360		507.360	\$34.38	\$17,443.04	
21	Grooves Cut for Symbols and Legends	EACH	63.000	46.000		46.000	\$110.00	\$5,060.00	
22	Removal of Pavement Markings	STA	8.000	34.860		34.860	\$110.00	\$3,834.60	
23	Loop Detector, Replacement, 6' by 8'	EACH	8.000	0.000		0.000	\$935.00	\$0.00	
24	Loop Detector, Replacement, 6' by 20'	EACH	9.000	3.000		3.000	\$935.00	\$2,805.00	
25	Traffic Control	LS	1.000	1.000		1.000	\$19,852.80	\$19,852.80	
26	Flaggers	DAY	112.000	55.000		55.000	\$350.00	\$19,250.00	

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LINE NO.	DESCRIPTION	UNIT	UNITS			UNIT PRICE	TOTAL AMOUNT
			ESTIMATED	AUTHORIZED	CONSTRUCTED TO DATE		
27	Mobilization	LS	1.000	1.000	1.000	\$53,350.00	\$53,350.00
28	Project Sign Small - Gaming	EACH	32.000	34.000	34.000	\$77.00	\$2,618.00
2.01	Additional Traffic Control	LS		1.000	1.000	\$1,745.48	\$1,745.48
3.01	Lane Closure on University	LS		1.000	1.000	\$1,144.33	\$1,144.33
3.02	Tree Trimming	LS		1.000	1.000	\$1,672.00	\$1,672.00
	TOTAL CONTRACT AMOUNT PLUS CHANGE ORDERS		\$1,740,553.01				
	PARTIAL PAYMENT #1		\$636,450.96				
	PARTIAL PAYMENT #2		\$924,346.03				
	PARTIAL PAYMENT #3		\$38,078.12				
	PARTIAL PAYMENT #4		\$888.25				
	PARTIAL PAYMENT #5		\$2,820.19				
	PARTIAL PAYMENT #6		\$146.30				
	PARTIAL PAYMENT #7		\$50,795.51				
	THIS PARTIAL PAYMENT		\$0.00				
	TOTAL PARTIAL PAYMENTS		\$1,653,525.36				
	BALANCE		\$87,027.65				
	TOTAL						\$1,740,553.01
	RETAINAGE						\$87,027.65
	TOTAL LESS RETAINAGE						\$1,653,525.36
	LESS PREVIOUS PAYMENT						\$1,653,525.36
	AMOUNT DUE						\$0.00

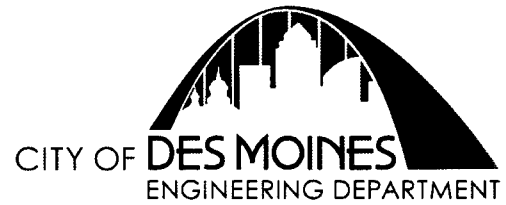
PREPARED BY: *Matthew Beetz*

CHECKED BY: *[Signature]*

FINAL PAYMENT (Partial Payment NO. 8)

8A

August 8, 2011



CERTIFICATION OF COMPLETION

AGENDA HEADING:

Accepting completed construction and approving final payment for the 2010 Expanded Street Resurfacing Program - Contract 2, OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving.

SYNOPSIS:

Approve the Engineer's Certification of Completion, accept construction of said improvement, and authorize final payment to the contractor.

FISCAL IMPACT:

Amount: \$1,740,553.01 As-Built Contract Cost

Funding Source: 2011-2012 CIP, Page Street-47, Special City-wide Street Improvements, STR217, Being: \$867,784 in I-JOBS Local Street & Road Funding (\$630,532.64 in Rebuild Iowa Infrastructure Fund per House File 822 and \$237,251.23 in ARRA Block Grant per House File 820) and \$872,769.01 in Gaming Monies from the Agreement with Polk County and The Racing Association of Central Iowa

CERTIFICATION OF COMPLETION:

On August 9, 2010, under Roll Call No. 10-1323, the City Council awarded a contract to OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving, James Gauger, President, P.O. Box 3365, Des Moines, IA 50316-0365 for the construction of the following improvement:

2010 Expanded Street Resurfacing Program - Contract 2, 06-2010-016

The improvement includes scarification of existing asphalt streets, furnish and place hot mix asphalt, and furnish and place pavement markings, and other incidental items; in accordance with the contract documents, including Plan File Nos. 522-165/186, at the following locations in Des Moines, Iowa:

- E. 6th Street from Buchanan Avenue to E. University Avenue
- E. 9th Street from E. Grand Avenue to Lyon Street
- S.W. 9th Street from 100' North of Olinda Avenue to Creston Avenue
- S.W. 9th Street from Thorton Avenue to Watrous Avenue
- Bloomfield Road from Highway 65/69 to HMA East of Highway 65/69
- Delaware Avenue from Easton Boulevard to Guthrie Avenue
- Delaware Avenue from E. Hull Avenue to E. Euclid Avenue
- Des Moines Street from E. 1st Street to E. 4th Street
- Des Moines Street from E. 6th Street to E. 9th Street
- Forest Avenue from 19th Street to M.L. King Jr. Parkway
- Guthrie Avenue from E. 23rd Street to Hubbell Avenue
- Ingersoll Avenue from 15th Street to 17th Street
- McKinley Avenue from S.W. 9th Street to S.W. 10th Street
- University Avenue (curb) from 9th Street to 15th Street
- University Avenue from 42nd Street to 48th Street
- E. University Avenue from East of E. 9th Street to York Street

I hereby certify that the construction of said 2010 Expanded Street Resurfacing Program - Contract 2, Activity ID 06-2010-016, 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 1, 2010, and was completed on July 27, 2011.

I further certify that \$1,740,553.01 is the total cost of said improvement, of which \$1,653,525.36 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 \$87,027.65 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