

DATE November 7, 2011

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2010 SIDEWALK REPLACEMENT PROGRAM, T K CONCRETE INC.**

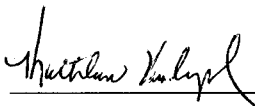
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the attached report of the Des Moines City Engineer, showing the cost of the construction of the 2010 Sidewalk Replacement Program, 09-2010-004, in accordance with the contract approved between T K Concrete Inc., Tony J. Ver Meer, President, 1608 Fifield Road, Pella, IA 50219, under Roll Call No. 10-1165, of July 12, 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 \$283,184.33 is the total cost, of which \$253,774.22 has been paid the Contractor, and \$15,250.89 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$14,159.22 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.

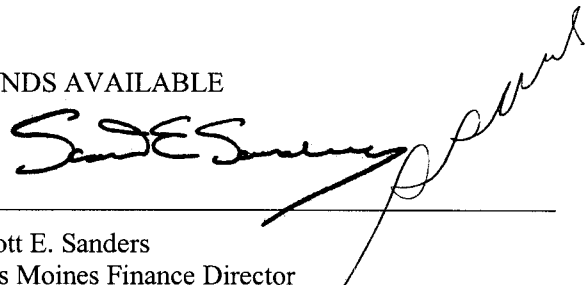
BE IT FURTHER RESOLVED: That the Des Moines Finance Director be and is hereby authorized to release said retainage if suit is not filed as above provided.

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

FORM APPROVED:

  
 Kathleen Vanderpool  
 Deputy City Attorney

FUNDS AVAILABLE

  
 Scott E. Sanders  
 Des Moines Finance Director

*JEB* Funding Source: 2011-2012 CIP, Page Street-30, Sidewalk Replacement, STR084, Being: \$158,135 in G. O. Bonds from STR084 with a transfer of \$125,049.33 in Gaming Monies from STR-217, Special City-wide Street Improvements, Page Street-40.

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

**PROJECT SUMMARY**  
2010 Sidewalk Replacement Program  
Activity ID 09-2010-004

On July 12, 2010, under Roll Call No. 10-1165, the Council awarded the contract for the above improvements to T K Concrete Inc., in the amount of \$258,135.00. Tabulated below is a history of project change orders.

<b>Change Order No.</b>	<b>Initiated By</b>	<b>Description</b>	<b>Amount</b>
1	Engineering	7/23/2010 To add horizontal saw cuts for handicapped ramps.	\$11,000.00
2	Engineering	To assess liquidated damages and to adjust final quantities.	\$14,049.33
		<b>Original Contract Amount</b>	\$258,135.00
		<b>Total Change Orders</b>	\$25,049.33
		<b>Percent of Change Orders to Original Contract</b>	9.70%
		<b>Total Contract Amount</b>	\$283,184.33 ✓

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November 7, 2011



**CERTIFICATION OF COMPLETION**

**AGENDA HEADING:**

Accepting completed construction and approving final payment for the 2010 Sidewalk Replacement Program, T K Concrete Inc..

**SYNOPSIS:**

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

**FISCAL IMPACT:**

Amount: \$283,184.33 As-Built Contract Cost

Funding Source: 2011-2012 CIP, Page Street-30, Sidewalk Replacement, STR084, Being: \$158,135 in G. O. Bonds from STR084 with a transfer of \$125,049.33 in Gaming Monies from STR-217, Special City-wide Street Improvements, Page Street-40.

**CERTIFICATION OF COMPLETION:**

On July 12, 2010, under Roll Call No. 10-1165, the City Council awarded a contract to T K Concrete Inc., Tony J. Ver Meer, President, 1608 Fifield Road, Pella, IA 50219 for the construction of the following improvement:

2010 Sidewalk Replacement Program, 09-2010-004

The improvement includes reconstruction of Class A and Class B Portland cement concrete sidewalks four (4) inches thick, (six (6) inches thick at driveways), together with all appurtenances; in accordance with the contract documents at various locations City-wide. Sidewalks will be replaced at locations inspected by the Public Works Department. Handicapped accessible ramps will also be constructed in the vicinity where sidewalks will be replaced

I hereby certify that the construction of said 2010 Sidewalk Replacement Program, Activity ID 09-2010-004, 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 July 10, 2010, and was completed on October 31, 2011.

I further certify that \$283,184.33 is the total cost of said improvement, of which \$253,774.22 has been paid the Contractor and \$15,250.89 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$14,159.22 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 9/8/11 to 9/30/11  
FINAL

PROJECT: 2010 SIDEWALK REPLACEMENT PROGRAM  
CONTRACTOR: T K CONCRETE INC.

Activity ID: 09-2010-004  
Date: 10/27/11

LINE NO.	DESCRIPTION	UNIT	UNITS			CONSTRUCTED TO DATE	UNIT PRICE	TOTAL AMOUNT
			ESTIMATED	AUTHORIZED				
1	Sidewalk, 4" Class 'A', Remove and Replace	SY	250.000	250.000		993.500	\$47.00	\$46,694.50
2	Sidewalk, 4" Class 'B' 2-6 SY, Remove and Replace	SY	360.000	360.000		430.840	\$48.00	\$20,680.32
3	Sidewalk, 4" Class 'B' Over 6 SY, Remove and Replace	SY	3,600.000	3,600.000		2,528.360	\$47.00	\$118,832.92
4	Sidewalk, Thru Driveways, 6" PCC, Remove and Replace	SY	375.000	375.000		359.290	\$53.00	\$19,042.37
5	Sidewalk, Handicapped Ramp, 6" PCC, Remove and Replace	SY	300.000	300.000		453.860	\$53.00	\$24,054.58
6	Detectable Warning	SF	450.000	450.000		668.000	\$25.00	\$16,700.00
7	Remove & Replace Curb for Cl. A Walk	LF	100.000	100.000		802.250	\$30.00	\$24,067.50
8	Tree Root Removal	EACH	80.000	80.000		110.000	\$50.00	\$5,500.00
9	Saw Concrete, Full Depth	LF	3,600.000	3,600.000		2,269.600	\$1.25	\$2,837.00
10	Driveway, 6" PCC	SY	30.000	30.000		129.090	\$36.00	\$4,647.24
11	Driveway, Removal	SY	30.000	30.000		129.090	\$10.00	\$1,290.90
1.01	Horizontal Saw Cuts	LF	1,000.000	1,000.000		167.000	\$11.00	\$1,837.00
2.01	Liquidated Damages	Day				6.000	(\$500.00)	(\$3,000.00)
TOTAL CONTRACT AMOUNT PLUS CHANGE ORDERS			\$283,184.33					
PARTIAL PAYMENT NO. 1			\$23,892.42					
PARTIAL PAYMENT NO. 2			\$44,817.06					
PARTIAL PAYMENT NO. 3			\$34,330.06					
PARTIAL PAYMENT NO. 4			\$22,004.75					
PARTIAL PAYMENT NO. 5			\$1,138.29					
PARTIAL PAYMENT NO. 6			\$48,761.95					
PARTIAL PAYMENT NO. 7			\$8,954.34					
PARTIAL PAYMENT NO. 8			\$46,504.71					
PARTIAL PAYMENT NO. 9			\$23,370.64					
THIS PARTIAL PAYMENT			\$15,250.89					
TOTAL PARTIAL PAYMENTS			\$269,025.11					
BALANCE			\$14,159.22					
			100.00%					
TOTAL								\$283,184.33
RETAINAGE								\$14,159.22
TOTAL LESS RETAINAGE								\$269,025.11
LESS PREVIOUS PAYMENT								\$253,774.22
AMOUNT DUE								\$15,250.89
FINAL								

PREPARED BY: *[Signature]*

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