

DATE December 17, 2012

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT  
FOR 2012 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 2012 Expanded Street Resurfacing Program - Contract 2, 06-2012-004, 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. 12-1304, of August 13, 2012, and the City of Des Moines, and recommending the acceptance thereof, be and the same is hereby approved, and accepted, and

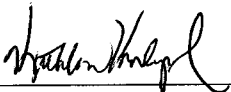
BE IT FURTHER RESOLVED: That \$1,520,658.67 is the total cost, of which \$1,475,038.91 has been paid the Contractor, and \$0.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$45,619.76 is to be paid at the end of thirty days, with funds retained 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

Scott E. Sanders  
Des Moines Finance Director

Funding Source: 2012-2013 CIP, Page Street - 40, Special City-wide Street Improvements, STR217, Being: Gaming Monies

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

**CERTIFICATE**

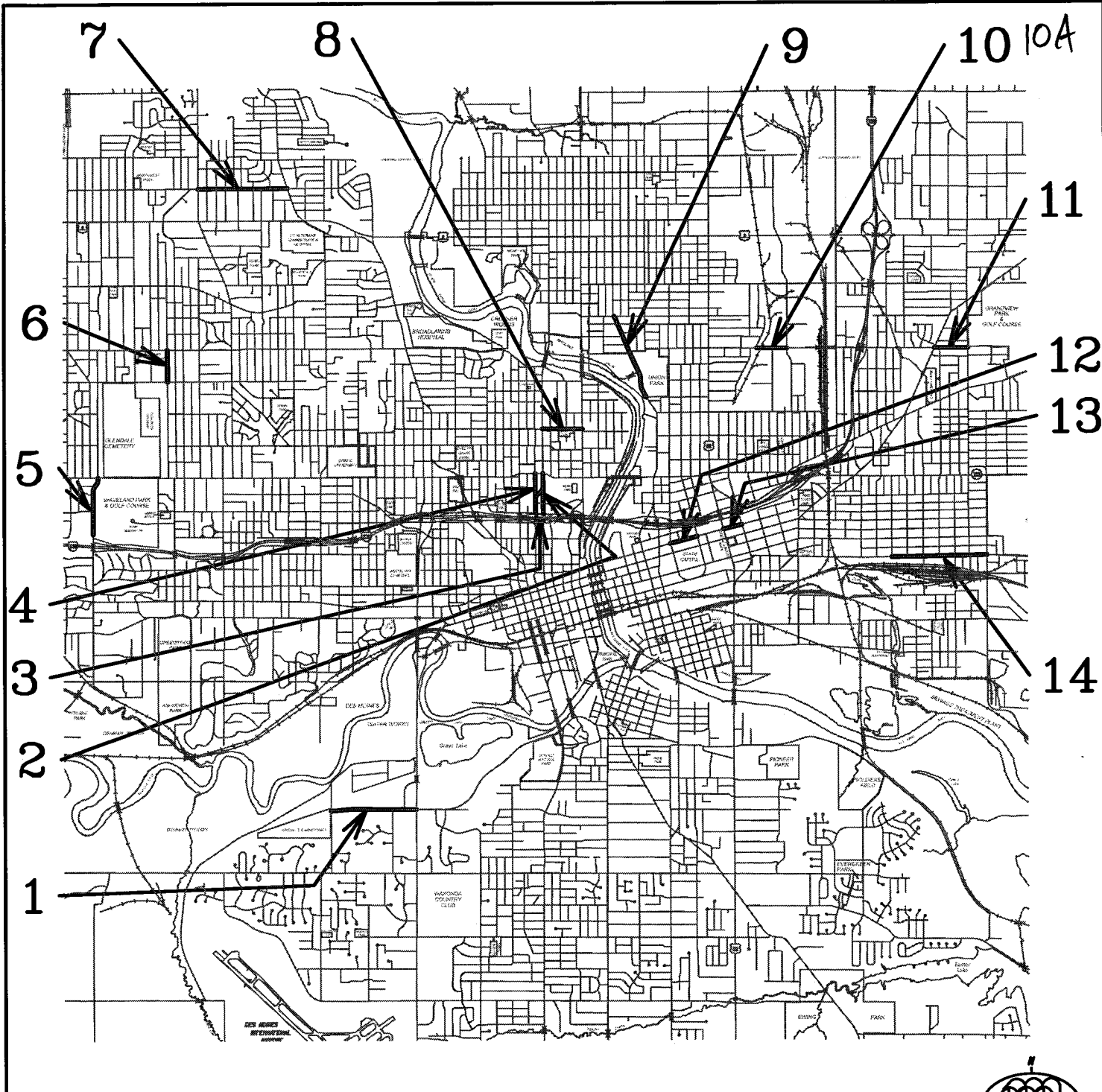
I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

TRAVENCO Design \06\2012\004\Drawings\Loc\_Map.DGN 29-NOV-2012 09:56



### PROJECT LOCATIONS



- |  |   |
|--|---|
| 1 Bell Avenue - Fleur Dr to SW 30th St               | 8 Clark Street - 2nd Ave to 6th Ave               |
| 2 6th Avenue - Day St to University Ave              | 9 Saylor Road - E Jefferson Ave to E Sheridan Ave |
| 3 Acension Avenue - 6th Ave to 7th St                | 10 Guthrie Avenue - Glenbrook Dr to Dixon St      |
| 4 7th Street - Day St to University Ave              | 11 Guthrie Avenue - E 29th St to Hubbell Ave      |
| 5 56th Street - PCC North of I-235 to University Ave | 12 Des Moines Street - E 9th St to E 12th St      |
| 6 48th Street - Franklin Ave to Hickman Rd           | 13 Des Moines Street - E 14th St to E 15th St     |
| 7 Madison Avenue - Lower Beaver Rd to Beaver Ave     | 14 Dean Avenue - E 24th St to E 30th St           |

# 2012 EXPANDED STREET RESURFACING PROGRAM - CONTRACT 2 ACTIVITY I.D. 06-2012-004

## PROJECT SUMMARY

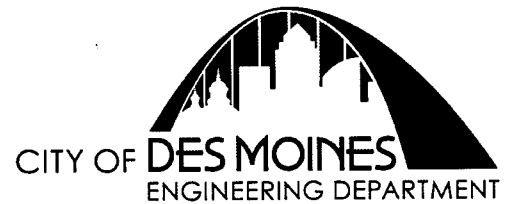
### 2012 Expanded Street Resurfacing Program - Contract 2

#### Activity ID 06-2012-004

On August 13, 2012, under Roll Call No. 12-1304, the Council awarded the contract for the above improvements to OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving, in the amount of \$1,586,379.40. 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         | 11/29/2012<br>Adjust quantities to agreed upon final quantities. | \$(65,720.73)    |
|                         |                     | <b>Original Contract Amount</b>                                  | \$1,586,379.40   |
|                         |                     | <b>Total Change Orders</b>                                       | \$(65,720.73)    |
|                         |                     | <b>Percent of Change Orders to Original Contract</b>             | (4.14)%          |
|                         |                     | <b>Total Contract Amount</b>                                     | \$1,520,658.67 / |

December 17, 2012



**CERTIFICATION OF COMPLETION**

**AGENDA HEADING:**

Accepting completed construction and approving final payment for the 2012 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: \$1,520,658.67 As-Built Contract Cost

Funding Source: 2012-2013 CIP, Page Street - 40, Special City-wide Street Improvements, STR217, Being: Gaming Monies

**CERTIFICATION OF COMPLETION:**

On August 13, 2012, under Roll Call No. 12-1304, 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:

2012 Expanded Street Resurfacing Program - Contract 2, 06-2012-004

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. 546-117/147, at the following locations in Des Moines, Iowa:

- Bell Avenue - Fleur Drive to S.W. 30th Street
- 6th Avenue - Day Street to University Avenue
- Acension Avenue - 6th Avenue to 7th Street
- 7th Street - Day Street to University Avenue
- 56th Street - P.C.C. North of I-235 to University Avenue
- 48th Street - Franklin Avenue to Hickman Road
- Madison Avenue - Lower Beaver Road to Beaver Avenue
- Clark Street - 2nd Avenue to 6th Avenue
- Saylor Road - E. Jefferson Avenue to E. Sheridan Avenue
- Guthrie Avenue - Glenbrook Drive to Dixon Street
- Guthrie Avenue - E. 29th Street to Hubbell Avenue
- Des Moines Street - E. 9th Street to E 12th Street
- Des Moines Street - E. 14th Street to E. 15th Street
- Dean Avenue - E. 24th Street to E. 30th Street

I hereby certify that the construction of said 2012 Expanded Street Resurfacing Program - Contract 2, Activity ID 06-2012-004, 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 September 4, 2012, and was completed on December 10, 2012.

I further certify that \$1,520,658.67 is the total cost of said improvement, of which \$1,475,038.91 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 \$45,619.76 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.

A handwritten signature in black ink, reading "Jeb E. Brewer" with a small "P.E." to the right.

Jeb E. Brewer, P.E.  
Des Moines City Engineer

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



**ESTIMATE OF CONSTRUCTION COMPLETED  
FOR WORK DONE FROM 12/01/12 to 12/04/12  
FINAL PAYMENT (Partial Payment NO. 5)**

**PROJECT: 2012 Expanded Street Resurfacing Program - Contract 2  
CONTRACTOR: OMG Midwest dba Des Moines Asphalt & Paving**

**Activity ID: 06-2012-004  
12/04/12**

| LINE NO. | DESCRIPTION   | UNIT | UNITS      |            |                     | TOTAL AMOUNT   |
|----------|---|------|------------|------------|---------------------|----------------|
|          |   |      | ESTIMATED  | AUTHORIZED | CONSTRUCTED TO DATE |                |
| 1        | Cleaning and Preparation of Base                        | MILE | 5.140      | 5.140      | 5.140               | \$5,150.00     |
| 2        | Pavement Scarification                                  | SY   | 80,296.000 | 80,296.000 | 80,296.000          | \$200,740.00   |
| 3        | HMA (1M ESAL) Surface, 1/2", No Fric                    | TON  | 6,550.000  | 0.000      | 0.000               | \$0.00         |
| 4        | HMA (3M ESAL) Surface, 1/2", No Fric                    | TON  | 6,350.000  | 13,010.050 | 13,010.050          | \$1,066,824.10 |
| 5        | Milled Butt Joints                                      | LS   | 1.000      | 1.000      | 1.000               | \$8,000.00     |
| 6        | Manhole Adjusting Ring                                  | EACH | 30.000     | 51.000     | 51.000              | \$13,770.00    |
| 7        | Intake Riser  | EACH | 10.000     | 28.000     | 28.000              | \$9,100.00     |
| 8        | New Manhole Lid   | EACH | 10.000     | 1.000      | 1.000               | \$250.00       |
| 9        | Patch by Count  | EACH | 10.000     | 0.000      | 0.000               | \$300.00       |
| 10       | Patch, Full Depth                                       | SY   | 150.000    | 0.000      | 0.000               | \$75.00        |
| 11       | Remove & Replace SW-501 Intake                          | EACH | 3.000      | 0.000      | 0.000               | \$4,500.00     |
| 12       | Remove & Replace SW-507 Intake                          | EACH | 3.000      | 0.000      | 0.000               | \$7,000.00     |
| 13       | Painted Pavement Marking, Waterborne or Solvent based   | STA  | 335.900    | 125.870    | 125.870             | \$21.00        |
| 14       | Painted Symbols and Legend, Waterborne or Solvent based | EACH | 28.000     | 12.000     | 12.000              | \$75.00        |
| 15       | Durable Pavement Markings, Epoxy                        | STA  | 85.500     | 87.020     | 87.020              | \$230.00       |
| 16       | Durable Pavement Symbols and Legend, Epoxy              | EACH | 7.000      | 7.000      | 7.000               | \$250.00       |
| 17       | Inlay Tape Marking, Profile Marking Tape                | STA  | 127.500    | 34.380     | 34.380              | \$236.00       |
| 18       | Inlay Tape Marking, Intersection Marking Tape           | STA  | 2.300      | 0.000      | 0.000               | \$450.00       |
| 19       | Inlay Symbol & Legend, Intersection Tape                | EACH | 6.000      | 5.000      | 5.000               | \$285.00       |
| 20       | Grooves Cut for Pavement Markings                       | STA  | 85.500     | 90.320     | 90.320              | \$3,161.20     |
| 21       | Grooves Cut for Symbols and Legends                     | EACH | 7.000      | 8.000      | 8.000               | \$150.00       |
| 22       | Loop Detector, Replacement, 6' by 8'                    | EACH | 5.000      | 3.000      | 3.000               | \$825.00       |
| 23       | Loop Detector, Replacement, 6' by 20'                   | EACH | 21.000     | 10.000     | 10.000              | \$925.00       |
| 24       | Traffic Control   | LS   | 1.000      | 1.000      | 1.000               | \$26,500.00    |
| 25       | Flaggers  | DAY  | 76.000     | 87.000     | 87.000              | \$420.00       |
| 26       | Mobilization  | LS   | 1.000      | 1.000      | 1.000               | \$80,000.00    |
| 27       | Project Sign Small - Gaming                             | EACH | 26.000     | 26.000     | 26.000              | \$52.00        |
| 1.01     | Extra Signage   | LS   |            | 1.000      | 1.000               | \$178.82       |

| LINE NO. | DESCRIPTION                              | UNIT | UNITS          |            | CONSTRUCTED TO DATE | UNIT PRICE | TOTAL AMOUNT   |
|----------|--|------|----------------|------------|---------------------|------------|----------------|
|          |  |      | ESTIMATED      | AUTHORIZED |                     |            |                |
|          | TOTAL CONTRACT AMOUNT PLUS CHANGE ORDERS |      | \$1,520,658.67 |            |                     |            |                |
|          | PARTIAL PAYMENT #1                       |      | \$498,744.85   |            |                     |            |                |
|          | PARTIAL PAYMENT #2                       |      | \$759,567.55   |            |                     |            |                |
|          | PARTIAL PAYMENT #3                       |      | \$216,553.05   |            |                     |            |                |
|          | PARTIAL PAYMENT #4                       |      | \$173.46       |            |                     |            |                |
|          | THIS PARTIAL PAYMENT                     |      | \$0.00         |            |                     |            |                |
|          | TOTAL PARTIAL PAYMENTS                   |      | \$1,475,038.91 |            |                     |            |                |
|          | BALANCE                                  |      | \$45,619.76    |            |                     |            |                |
|          | TOTAL                                    |      |                |            |                     |            | \$1,520,658.67 |
|          | RETAINAGE                                |      |                |            |                     |            | \$45,619.76    |
|          | TOTAL LESS RETAINAGE                     |      |                |            |                     |            | \$1,475,038.91 |
|          | LESS PREVIOUS PAYMENT                    |      |                |            |                     |            | \$1,475,038.91 |
|          | AMOUNT DUE                               |      |                |            |                     |            | \$0.00         |

PREPARED BY: Matthew Beck

CHECKED BY: Jack L. E...

FINAL PAYMENT (Partial Payment NO. 5)