



**Roll Call Number**

**Agenda Item Number**

12

DATE October 26, 2015

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR POLICE STATION PHASE 3 FACILITY IMPROVEMENTS, BALL TEAM, LLC**

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 Police Station Phase 3 Facility Improvements, 10-2014-003, in accordance with the contract approved between Ball Team, LLC, Robert E. Soddors, President, 10550 New York Avenue, Suite 100, Urbandale, IA 50322, under Roll Call No. 14-1179, of July 28, 2014, 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 \$436,916.12 is the total cost, of which \$416,661.29 has been paid the Contractor, and \$7,147.35 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$13,107.48 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

Daniel E. Ritter  
Des Moines Finance Director

*AE* Funding Source: 2015-2016 CIP, Page Building - 12, Police Facility Improvements, BL062, G. O. Bonds

COUNCIL ACTION	YEAS	NAYS	Pass	ABSENT
COWNIE				
COLEMAN				
GATTO				
GRAY				
HENSLEY				
MAHAFFEY				
MOORE				
TOTAL				

MOTION CARRIED

APPROVED

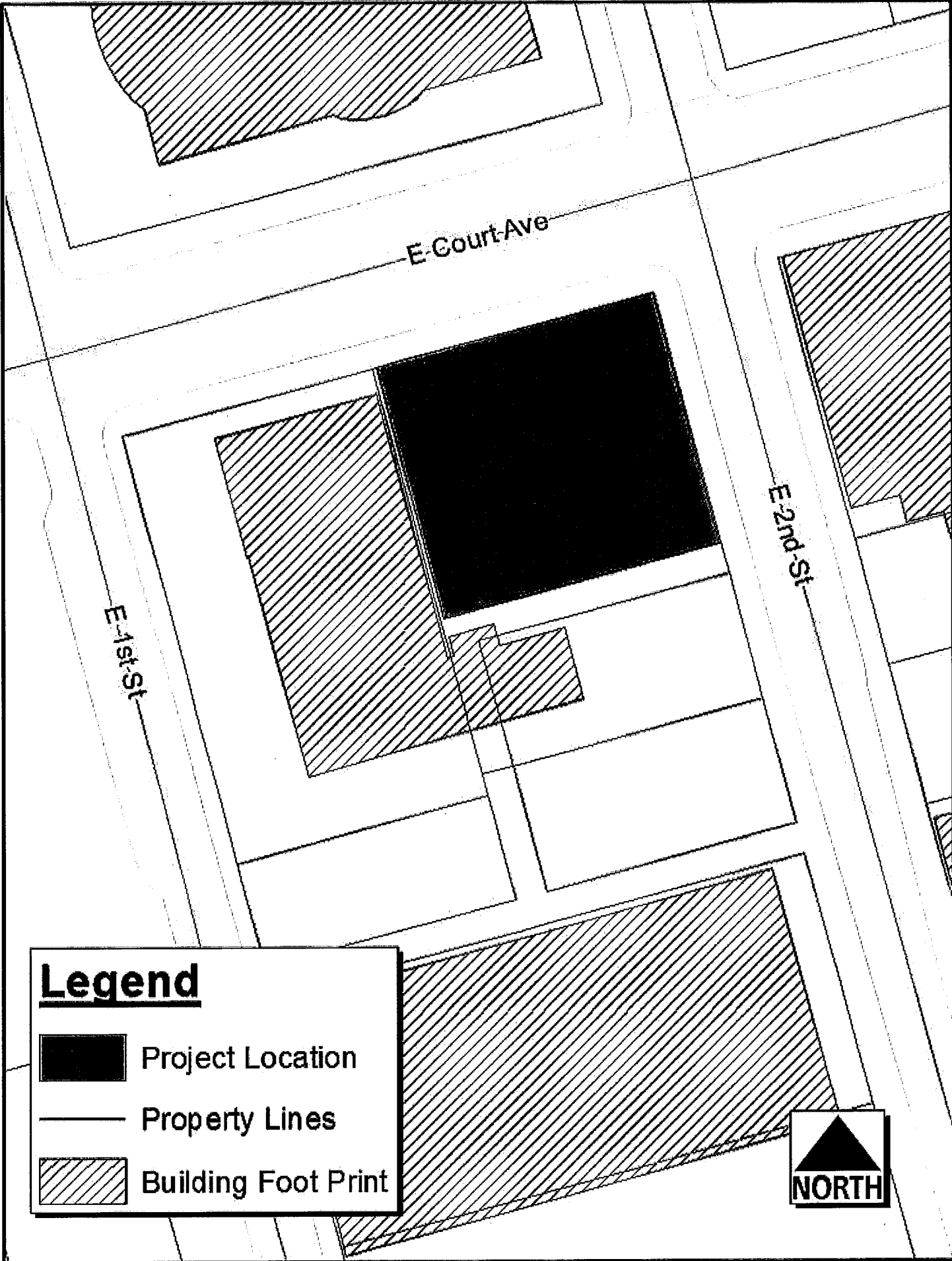
\_\_\_\_\_  
Mayor

**CERTIFICATE**

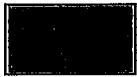


I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

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

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



**Legend**

-  Project Location
-  Property Lines
-  Building Foot Print





12

## PROJECT SUMMARY

### Police Station Phase 3 Facility Improvements

#### Activity ID 10-2014-003

On July 28, 2014, under Roll Call No. 14-1179, the Council awarded the contract for the above improvements to Ball Team, LLC, in the amount of \$365,651.60. Tabulated below is a history of project change orders.

Change Order No.	Initiated By	Description	Amount
1	Contractor	10/10/2014 Replace concrete at bike recess area, and modify concrete thickness. Add electrical conduits. Remove top 2 feet of exposed rubble. Add intake along Court Avenue.	\$24,149.00
2	Contractor	11/12/2014 Remove and replace sidewalk at various locations. Add south lot fence and electrical work. Additional excavation and rock backfill in foundation trenches.	\$18,341.52
3	Contractor	12/16/2014 Add fencing, gates, and gate switches; add paving striping, and pavement stone topping.	\$19,657.00
4	Contractor	6/4/2015 Change man-gate configuration. Revise trash enclosure. Delete work at explosives area. Add loop detection at exit gate. Paint parking lot striping changes.	\$9,117.00
<b>Original Contract Amount</b>			\$365,651.60
<b>Total Change Orders</b>			\$71,264.52
<b>Percent of Change Orders to Original Contract</b>			19.49%
<b>Total Contract Amount</b>			\$436,916.12

October 26, 2015



**CERTIFICATION OF COMPLETION**

**AGENDA HEADING:**

Accepting completed construction and approving final payment for the Police Station Phase 3 Facility Improvements, Ball Team, LLC.

**SYNOPSIS:**

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

**FISCAL IMPACT:**

Amount: \$436,916.12 As-Built Contract Cost

Funding Source: 2015-2016 CIP, Page Building - 12, Police Facility Improvements, BL062, G. O. Bonds

**CERTIFICATION OF COMPLETION:**

On July 28, 2014, under Roll Call No. 14-1179, the City Council awarded a contract to Ball Team, LLC, Robert E. Sodders, President, 10550 New York Avenue, Suite 100, Urbandale, IA 50322 for the construction of the following improvement:

Police Station Phase 3 Facility Improvements, 10-2014-003

The improvement includes construction of a new 18,000 square foot surface concrete parking lot, landscaped planting beds with unit masonry retaining walls, decorative perimeter security fence with vehicular access gates and concrete sidewalks; all in accordance with the contract documents including Plan File Nos. 540-087/094, located at 25 East 1st. Street, Des Moines, Iowa

I hereby certify that the construction of said Police Station Phase 3 Facility Improvements, Activity ID 10-2014-003, 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 August 19, 2014, and was completed on October 12, 2015.

I further certify that \$436,916.12 is the total cost of said improvement, of which \$416,661.29 has been paid the Contractor and \$7,147.35 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$13,107.48 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.

Pamela S. Cooksey, P.E.  
Des Moines City Engineer

# APPLICATION AND CERTIFICATION FOR PAYMENT

TO OWNER: City of Des Moines Engineering  
400 Robert D Ray Drive  
Des Moines, IA 50309

PROJECT: DM Police Dept. Phase 3  
25 East 1st Street  
Des Moines, IA 50309

APPLICATION NO: 8

Distribution to:

<input type="checkbox"/>	CM
<input type="checkbox"/>	OWNER
<input type="checkbox"/>	ARCHITECT
<input type="checkbox"/>	BALL TEAM
<input type="checkbox"/>	

PERIOD TO: 05/30/15

FROM CONTRACTOR:  
Ball Team, LLC  
10550 New York Ave. Ste 100  
Urbandale, IA 50322

VIA  
Shive Hattery  
Attn: Mike Morman  
4125 Westown Pkwy, Ste. 100  
West Des Moines, IA 50266

PURCHASE ORDER:

CONTRACT FOR: General Construction

PROJECT NOS: 14046

## CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM	\$	<u>365,651.60</u>
2. Net change by Change Orders	\$	<u>71,264.52</u>
3. CONTRACT SUM TO DATE (Line 1 ± 2)	\$	<u>436,916.12</u>
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)	\$	<u>436,916.12</u>
5. RETAINAGE:		
a. <u>3</u> % of Completed Work (Column D + E on G703)	\$	<u>13,107.48</u>
b. <u>3</u> % of Stored Material (Column F on G703)	\$	<u>0.00</u>
Total Retainage (Lines 5a + 5b or Total in Column I of G703)	\$	<u>13,107.48</u>
6. TOTAL EARNED LESS RETAINAGE (Line 4 Less Line 5 Total)	\$	<u>423,808.64</u>
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)	\$	<u>416,661.29</u>
8. CURRENT PAYMENT DUE	\$	<u>7,147.35</u>
9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6)	\$	<u>13,107.48</u>

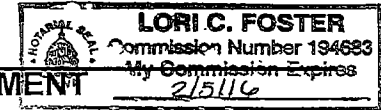
CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	\$62,147.52	\$0.00
Total approved this Month	\$9,117.00	\$0.00
<b>TOTALS</b>	<b>\$71,264.52</b>	<b>\$0.00</b>
NET CHANGES by Change Order	\$71,264.52	

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR:

By: [Signature] Date: 5-29-15

State of: Iowa County of: Polk, 2015  
Subscribed and sworn to before me this 29 day of May  
Notary Public: [Signature]  
My Commission expires: 02/05/16



## ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED ..... \$ 7147.35

(Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform with the amount certified.)

ARCHITECT  
By: [Signature] Date: 9/16/2015

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

12

# CONTINUATION SHEET

AIA DOCUMENT G703

PAGE 2 OF 2

AIA Document G702, APPLICATION AND CERTIFICATION FOR PAYMENT, containing Contractor's signed certification is attached.

APPLICATION NO: 8  
 APPLICATION DATE: 05/29/15  
 PERIOD TO: 05/30/15  
 PROJECT NO: 14046

In tabulations below, amounts are stated to the nearest dollar.

Use Column I on Contracts where variable retainage for line items may apply.

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G		H BALANCE TO FINISH (C - G)	I RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD		TOTAL COMPLETED AND STORED TO DATE (D+E+F)	% (G ÷ C)		
1	Mobilization	10,174.36	10,174.36	0.00	0.00	10,174.36	100%	0.00	305.23
2	Construction Survey	4,183.48	4,183.48	0.00	0.00	4,183.48	100%	0.00	125.50
3	Lightpole	6,519.71	6,519.71	0.00	0.00	6,519.71	100%	0.00	195.59
4	HMA Paving Removal	12,068.72	12,068.72	0.00	0.00	12,068.72	100%	0.00	362.06
5	PCC Paving Removal	7,126.18	7,126.18	0.00	0.00	7,126.18	100%	0.00	213.79
6	Remove Existing Bldg Slab, Ftgs & Found	27,773.94	27,773.94	0.00	0.00	27,773.94	100%	0.00	833.22
7	Erosion Control	8,312.62	8,312.62	0.00	0.00	8,312.62	100%	0.00	249.38
8	Earthwork	35,305.29	35,305.29	0.00	0.00	35,305.29	100%	0.00	1,059.16
9	Intake, SW-501	10,866.18	10,866.18	0.00	0.00	10,866.18	100%	0.00	325.99
10	Storm Sewer, 15" RCP, Class 3	12,215.85	12,215.85	0.00	0.00	12,215.85	100%	0.00	366.48
11	Utility Adjustments	434.64	0.00	434.64	0.00	434.64	100%	0.00	13.04
12	Underground Electric Service	1,695.12	1,695.12	0.00	0.00	1,695.12	100%	0.00	50.85
13	Electrical Conduit	8,521.10	8,521.00	0.10	0.00	8,521.10	100%	0.00	255.63
14	5" PCC Sidewalk	20,950.00	20,950.00	0.00	0.00	20,950.00	100%	0.00	628.50
15	6" PCC Paving	34,595.96	0.00	34,595.96	0.00	34,595.96	100%	0.00	1,037.88
16	8" PCC Paving	33,487.01	68,083.00	(34,595.99)	0.00	33,487.01	100%	0.00	1,004.61
17	PCC Stoop	10,355.48	10,355.48	0.00	0.00	10,355.48	100%	0.00	310.66
18	Cast Iron Detectable Warnings	1,629.84	1,629.84	0.00	0.00	1,629.84	100%	0.00	48.90
19	Wheel Stops	543.30	543.30	0.00	0.00	543.3	100%	0.00	16.30
20	Modular Block Retaining Wall	17,818.60	17,818.60	0.00	0.00	17,818.6	100%	0.00	534.56
21	Trash Enclosure	9,334.04	9,334.04	0.00	0.00	9,334.04	100%	0.00	280.02
22	Storage Enclosure	25,790.87	25,790.87	0.00	0.00	25,790.87	100%	0.00	773.73
23	Ornamental Fence, 6' High	9,535.05	9,535.00	0.05	0.00	9,535.05	100%	0.00	286.05
24	Ornamental Fence, 8' High Man Gate	1,629.93	1,629.93	0.00	0.00	1,629.93	100%	0.00	48.90
25	Ornamental Fence 8' High	9,496.50	9,496.50	0.00	0.00	9,496.5	100%	0.00	284.90
26	Ornamental Fence 8' High 20' Long Sliding	9,861.06	9,861.06	0.00	0.00	9,861.06	100%	0.00	295.83

12

# CONTINUATION SHEET

AIA DOCUMENT G703

PAGE 2 OF 2

AIA Document G702, APPLICATION AND CERTIFICATION FOR PAYMENT, containing Contractor's signed certification is attached.

APPLICATION NO: 8  
 APPLICATION DATE: 05/29/15  
 PERIOD TO: 05/30/15  
 PROJECT NO: 14046

In tabulations below, amounts are stated to the nearest dollar.

Use Column I on Contracts where variable retainage for line items may apply.

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G		H BALANCE TO FINISH (C - G)	I RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD		TOTAL COMPLETED AND STORED TO DATE (D+E+F)	% (G ÷ C)		
27	Deciduous Trees	5,737.38	5,737.38	0.00	0.00	5,737.38	100%	0.00	172.12
28	Ornamental Trees	999.68	999.68	0.00	0.00	999.68	100%	0.00	29.99
29	Shrubs	10,249.44	9,422.80	826.64	0.00	10,249.44	100%	0.00	307.48
30	Ground Cover	7,880.00	7,880.00	0.00	0.00	7,880.00	100%	0.00	236.40
31	Motorized Vehicular Gate Operators	10,560.27	10,560.27	0.00	0.00	10,560.27	100%	0.00	316.81
32	Change Order #1	24,149.00	24,149.00	0.00	0.00	24,149.00	100%	0.00	724.47
33	Change Order #2	18,341.52	18,341.52	0.00	0.00	18,341.52	100%	0.00	550.25
34	Change Order #3	19,657.00	19,285.00	372.00	0.00	19,657.00	100%	0.00	589.71
35	Change Order #4	9,117.00	3,382.00	5,735.00	0.00	9,117.00	100%	0.00	273.51
<b>GRAND TOTALS</b>		\$ 436,916.12	\$ 429,547.72	\$ 7,368.40	\$ -	\$ 436,916.12	100%	\$ -	\$ 13,107.48

Users may obtain validation of this document by requesting of the license a completed AIA Document D401 - Certification of Document's Authenticity

15