

★ Roll Call Number

Agenda Item Number

13A

DATE March 6, 2017

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR NEAL SMITH TRAIL REHABILITATION - RIVERVIEW PARK TO EUCLID AVENUE, 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 Neal Smith Trail Rehabilitation - Riverview Park to Euclid Avenue, 11-2015-002, in accordance with the contract approved between OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving, Jeffrey A. Chapman, General Manager, P.O. Box 3365, Des Moines, IA 50316-0365, under Roll Call No. 16-0354, of February 22, 2016, 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 \$469,282.60 is the total cost, of which \$455,204.12 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 \$14,078.48 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:

*Kathleen Vanderpool*

Kathleen Vanderpool  
Deputy City Attorney

FUNDS AVAILABLE

*D. Ritter*

Daniel E. Ritter  
Des Moines Finance Director

Funding Source: Recommend 2017-18 CIP, Page Parks - 8, Multi-Use Trails, PK045, Being: \$300,000 (maximum) Federal Lands Access Program (FLAP) funds being 80% eligible construction costs under IDOT Project No. FLAP-1945(822)-7L-77, and the remaining \$164,545.08, PK045, G.O. Bonds  
IA FLAP DM NSTRL

COUNCIL ACTION	YEAS	NAYS	Pass	ABSENT
COWNIE				
COLEMAN				
GATTO				
GRAY				
HENSLEY				
MOORE				
WESTERGAARD				
TOTAL				
MOTION CARRIED	APPROVED			

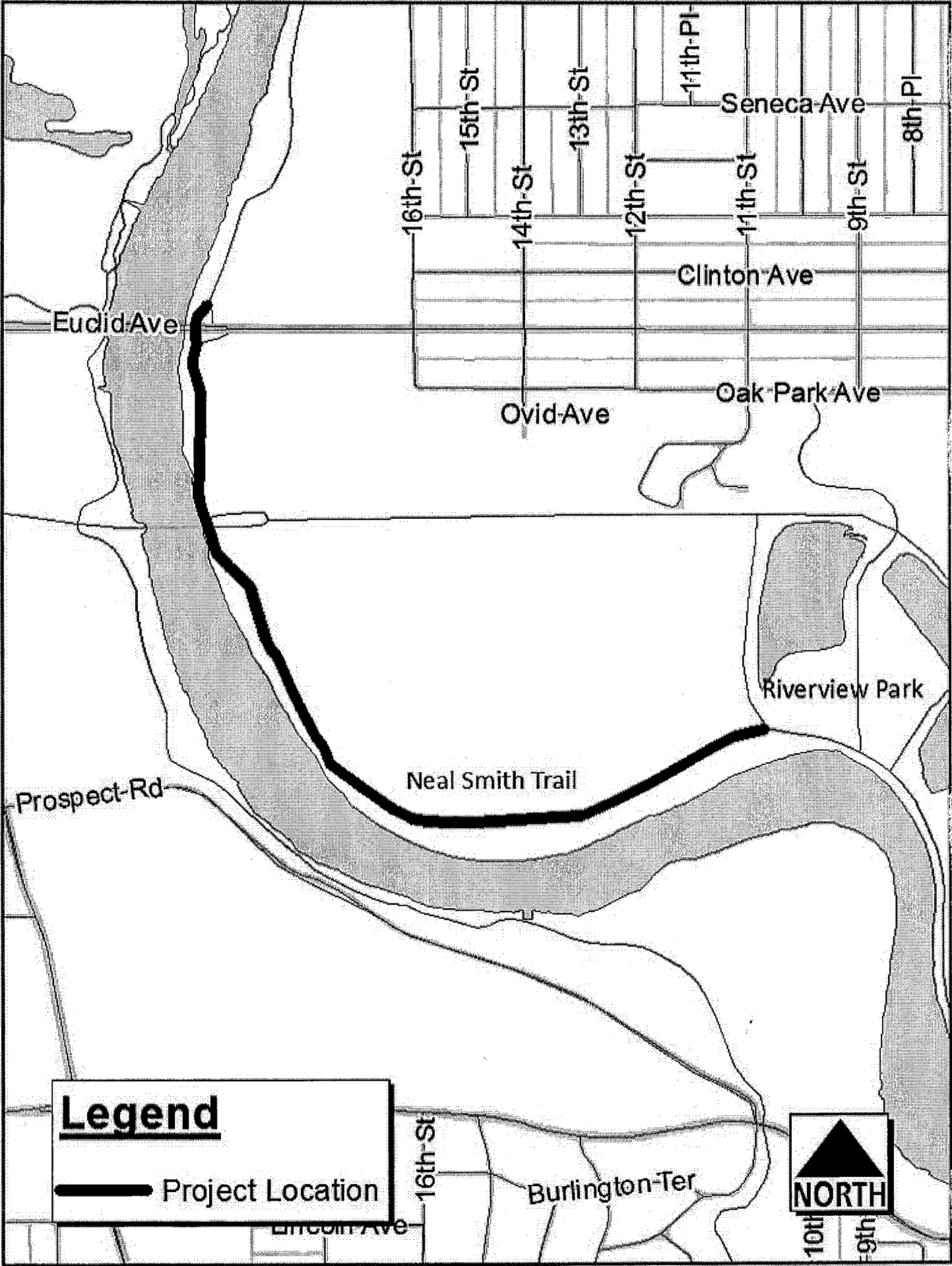
CERTIFICATE

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



**Legend**

— Project Location





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## PROJECT SUMMARY

Neal Smith Trail Rehabilitation - Riverview Park to Euclid Avenue

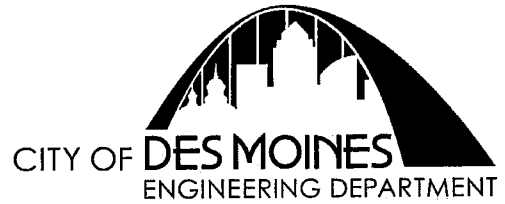
Activity ID 11-2015-002

On February 22, 2016, under Roll Call No. 16-0354, the Council awarded the contract for the above improvements to OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving, in the amount of \$463,347.57. Tabulated below is a history of project change orders.

Change Order No.	Initiated By	Description	Amount
1	City	8/19/2016 Adjust the contract quantities to as-built quantities for bid items: 15-17, 23, 50, 80, 90, and 110.	\$(3,122.61)
2	City	8/30/2016 Adjust the contract quantities to as-built quantities for bid items: 70, 100, 140, 190, 220, and 270.	\$8,774.19
3	City	10/31/2016 Adjust contract quantities to as-built quantities for the following: 9) Base HMA, 25) Hydro Mulching, 26) Wetland Grass Seeding, 28) Filter Sock Removal, and 29) Erosion Control Mobilizations.	\$(4,454.07)
4	City	12/5/2016 Change order items 25 and 29 adjust the contract quantities to as-built quantities. Change order item 8003 is to furnish a temporary mailbox at the site to house project reports and permits.	\$4,737.52
<b>Original Contract Amount</b>			\$463,347.57
<b>Total Change Orders</b>			\$5,935.03
<b>Percent of Change Orders to Original Contract</b>			1.28%
<b>Total Contract Amount</b>			\$469,282.60

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March 6, 2017



**CERTIFICATION OF COMPLETION**

**AGENDA HEADING:**

Accepting completed construction and approving final payment for the Neal Smith Trail Rehabilitation- Riverview Park to Euclid Avenue, 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: \$469,282.60 As-Built Contract Cost

Funding Source: Recom. 2017-18 CIP, Page Parks – 8, Multi-Use Trails, PK045, Being: \$300,000 (maximum) Federal Lands Access Program (FLAP) funds being 80% eligible construction costs under IDOT Project No. FLAP-1945(822)—7L-77, and the remaining \$164,545.08, PK045, G.O. Bonds

**CERTIFICATION OF COMPLETION:**

On February 22, 2016, under Roll Call No. 16-0354, the City Council awarded a contract to OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving, Jeffrey A. Chapman, General Manager, P.O. Box 3365, Des Moines, IA 50316-0365 for the construction of the following improvement:

Neal Smith Trail Rehabilitation - Riverview Park to Euclid Avenue, 11-2015-002

The improvement includes widening the existing Neal Smith Trail from 9 feet to 10 feet with 4-inch Hot Mix Asphalt (HMA) pavement followed by a 2-inch Hot Mix Asphalt (HMA) overlay over the existing and widened pavement sections, grading, site restoration, erosion control, and other associated work and incidental items; in accordance with the contract documents, including Plan File Nos. 570-028/078, along the Neal Smith Trail from Euclid Avenue to Riverview Park, Des Moines, Iowa

I hereby certify that the construction of said Neal Smith Trail Rehabilitation - Riverview Park to Euclid Avenue, Activity ID 11-2015-002, 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 June 22, 2016, and was completed on .

I further certify that \$469,282.60 is the total cost of said improvement, of which \$455,204.12 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 \$14,078.48 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

ENGINEERING DEPARTMENT  
CITY OF DES MOINES, IOWA



**FINAL QUANTITIES OF CONSTRUCTION COMPLETED**

FROM 12/20/2016 TO 12/22/2016

**FINAL PAYMENT (PARTIAL PAYMENT NO. 9)**

Proj No: FLAP-1945(822)--7L-77

Activity ID: 11-2015-002

Date: 12/22/2016

**PROJECT: NEAL SMITH TRAIL REHABILITATION, BIRDLAND LEVEE TO EUCLID AVENUE**

**CONTRACTOR: OMG MIDWEST, INC. D/B/A DES MOINES ASPHALT & PAVING**

LINE NO.	DESCRIPTION	UNIT	UNITS			UNIT PRICE	TOTAL AMOUNT
			ESTIMATED	AUTHORIZED	CONSTRUCTED TO DATE		
0010	CLEARING AND GRUBBING	UNIT	261.000	241.100	241.100	\$133.35	\$32,150.68
0020	SPECIAL BACKFILL	TON	42.000	27.500	27.500	\$47.25	\$1,299.37
0030	EXCAVATION, CLASS 13, WASTE	CY	520.000	520.000	520.000	\$42.00	\$21,840.00
0040	TOPSOIL, STRIP AND STOCKPILE	CY	90.000	90.000	90.000	\$241.50	\$21,735.00
0050	MODIFIED SUBBASE	CY	267.000	311.980	311.980	\$42.00	\$13,103.16
0060	SHOULDER FINISHING, EARTH	STA	113.300	114.300	114.300	\$262.50	\$30,003.75
0070	CLEANING AND PREPARATION OF BASE	MILE	1.100	1.160	1.160	\$2,400.00	\$2,784.00
0080	PAVEMENT SCARIFICATION	SY	5,000.000	5,157.000	5,157.000	\$7.35	\$37,903.95
0090	HOT MIX ASPHALT MIXTURE (300,000 ESAL), BASE COURSE, 1/2 IN. MIX	TON	312.000	484.850	484.850	\$150.00	\$72,727.50
0100	ASPHALT BINDER, PG 58-28	TON	20.000	21.410	21.410	\$409.00	\$8,756.69
0110	FABRIC REINFORCEMENT WITH ADHESIVE	SY	640.000	0.000	0.000	\$11.00	\$0.00
0120	REMOVE AND REINSTALL METAL APRONS LESS THAN OR EQUAL TO 36 IN.	EACH	2.000	2.000	2.000	\$514.50	\$1,029.00
0130	CULVERT, CORRUGATED METAL ENTRANCE PIPE, 24 IN. DIA.	LF	5.000	5.000	5.000	\$189.00	\$945.00
0140	ENGINEERING FABRIC	SY	939.000	936.100	936.100	\$3.50	\$3,276.35
0150	REVTMENT, CLASS E	TON	130.000	119.920	119.920	\$152.25	\$18,257.82
0160	REMOVAL OF RECREATIONAL TRAIL	SY	588.000	702.000	702.000	\$9.45	\$6,633.90
0170	RECREATIONAL TRAIL, HOT MIX ASPHALT, 2 IN.	SY	6,393.000	0.000	0.000	\$20.00	\$0.00
0180	SAFETY CLOSURE	EACH	7.000	7.000	7.000	\$157.50	\$1,102.50
0190	REMOVE AND REINSTALL SIGN AS PER PLAN	EACH	5.000	0.000	0.000	\$105.00	\$0.00
0200	TRAFFIC CONTROL	EACH	1.000	1.000	1.000	\$1,890.00	\$1,890.00
0210	MOBILIZATION	LS	1.000	1.000	1.000	\$55,000.00	\$55,000.00
0220	REMOVE & REPLACE BOLLARD	EACH	3.000	0.000	0.000	\$1,333.33	\$0.00
0230	TREE PROTECTION FENCE	EACH	1,466.000	1,588.000	1,588.000	\$3.68	\$5,843.84
0240	TREE PROTECTION	LS	1.000	1.000	1.000	\$1,575.00	\$1,575.00
0250	MULCHING, WOOD CELLULOSE FIBER	ACRE	3.000	2.130	2.130	\$1,942.50	\$4,137.52
0260	WETLAND GRASS SEEDING	ACRE	1.500	2.130	2.130	\$1,785.00	\$3,802.05
0270	PERIMETER AND SLOPE SEDIMENT CONTROL DEVICE, 9 IN. DIA.	LF	1,135.000	944.000	944.000	\$1.58	\$1,491.52
0280	REMOVAL OF PERIMETER AND SLOPE SEDIMENT CONTROL DEVICE	LF	1,135.000	944.000	944.000	\$0.32	\$302.08
0290	MOBILIZATIONS, EROSION CONTROL	EACH	4.000	4.000	4.000	\$500.00	\$2,000.00
8001	RECREATIONAL TRAIL, HOT MIX ASPHALT, 1-1/2 IN.	SY	0.000	6,664.000	6,664.000	\$15.55	\$103,625.20

LINE NO.	DESCRIPTION	UNIT	UNITS			UNIT PRICE	TOTAL AMOUNT
			ESTIMATED	AUTHORIZED	CONSTRUCTED TO DATE		
8002	TOPSOIL, FURNISH	CY	0.000	345.600	345.600	\$46.20	\$15,966.72
8003	TEMPORARY MAILBOX	LS	0.000	1.000	1.000	\$100.00	\$100.00
TOTAL CONTRACT AMOUNT PLUS CHANGE ORDERS			\$469,282.60				
PARTIAL PAYMENT 01			\$26,224.95				
PARTIAL PAYMENT 02			\$15,657.10				
PARTIAL PAYMENT 03			\$132,513.88				
PARTIAL PAYMENT 04			\$115,397.26				
PARTIAL PAYMENT 05			\$140,076.13				
PARTIAL PAYMENT 06			\$16,273.42				
PARTIAL PAYMENT 07			\$4,465.99				
PARTIAL PAYMENT 08			\$4,595.39				
THIS PARTIAL PAYMENT			\$0.00				
TOTAL PARTIAL PAYMENTS			\$455,204.12				
BALANCE			\$14,078.48				

TOTAL	\$469,282.60
RETAINAGE	\$14,078.48
TOTAL LESS RETAINAGE	\$455,204.12
LESS PREVIOUS PAYMENT	\$455,204.12
AMOUNT DUE	\$0.00

PREPARED BY: Brett Lewis

CHECKED BY: [Signature]

CONTRACTOR: [Signature] 2-6-17

FINAL PAYMENT (PARTIAL PAYMENT NO. 9)