



**Roll Call Number**

**Agenda Item Number**

19 B

DATE September 14, 2020

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2019 NEIGHBORHOOD SIDEWALK PROGRAM, TI-ZACK 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 2019 Neighborhood Sidewalk Program, 092019003, in accordance with the contract approved between Ti-Zack Concrete, Inc., Steve J. Rutt, President, 39352 221st Avenue, Le Center, MN 56057, under Roll Call No. 19-1067, of June 24, 2019, 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 \$531,608.00 is the total cost, of which \$515,659.76 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 \$15,948.24 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 Interim 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 by AD

Nickolas J. Schaul

Kathleen Vanderpool  
Deputy City Attorney

Nickolas J. Schaul  
Interim Des Moines Finance Director

Funding Source: 2020-2021 CIP, Page Streets – 40, Sidewalks - School and Priority Routes, SW081, G. O. Bonds

SLN



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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN				
COWNIE				
GATTO				
GRAY				
MANDELBAUM				
VOSS				
WESTERGAARD				
TOTAL				

MOTION CARRIED

APPROVED

I, P. Kay Cmelik, City Clerk of said City Council, hereby certify that at a meeting of the City Council, 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

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## PROJECT SUMMARY

2019 Neighborhood Sidewalk Program

Activity ID 09-2019-003

On June 24, 2019, under Roll Call No. 19-1067, the Council awarded the contract for the above improvements to Ti-Zack Concrete, Inc., in the amount of \$594,965.00. 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	City	12/4/2019 Add item to replace water service stop box.	\$2,970.00
2	City	6/19/2020 Adjust final quantities to as-built amounts.	\$(66,327.00)
<b>Original Contract Amount</b>			\$594,965.00
<b>Total Change Orders</b>			\$(63,357.00)
<b>Percent of Change Orders to Original Contract</b>			(10.65)%
<b>Total Contract Amount</b>			\$531,608.00

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September 14, 2020

**CERTIFICATION OF COMPLETION**

**AGENDA HEADING:**

Accepting completed construction and approving final payment for the 2019 Neighborhood Sidewalk Program, Ti-Zack 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: \$531,608.00 As-Built Contract Cost

Funding Source: 2020-2021 CIP, Page Streets – 40, Sidewalks - School and Priority Routes, SW081, G. O. Bonds

**CERTIFICATION OF COMPLETION:**

On June 24, 2019, under Roll Call No. 19-1067, the City Council awarded a contract to Ti-Zack Concrete, Inc., Steve J. Rutt, President, 39352 221st Avenue, Le Center, MN 56057 for the construction of the following improvement:

2019 Neighborhood Sidewalk Program, 092019003

The improvement includes furnishing labor, equipment, and materials all in accordance with the contract documents, including Plan File Nos. 611-064/066 for Site 10, at the following locations all within the City of Des Moines, Iowa:

Grading and construction of new 5-foot wide Portland Cement Concrete (PCC) sidewalks near the following locations, as inspected and identified by the City of Des Moines Engineering Department:

- Site 1: E. Euclid Avenue between E. 26th Street and E. 29th Street (Both sides)
- Site 2: S.E. 8th Court from E. Bell Avenue to King Avenue (East side)
- Site 3: 918 E. Bell Avenue
- Site 4: 2632/2628 S.E. 8th Street
- Site 5: Watrous Avenue between S.W. 26th Street and Fleur Drive (North side)
- Site 6: E. Payton Avenue from S.E. 3rd Street to S.E. 5th Street (South side)
- Site 7: E. Hillside Avenue between S.E. 4th Street and S.E. 6th Street (South side)
- Site 8: Scott Avenue between S.E. 28th Street and S.E. 30th Street (North side)
- Site 9: 318/254 S.E. 30th Street
- Site 10: Easter Lake Trail Connection (between 2439 and 2501 E. Leach Avenue)

The improvement includes construction of sidewalk ramps compliant with the requirements of the Americans with Disabilities Act of 1990 and the regulations associated with this law as it applies to pedestrian facilities at the following intersections:

- E. 28th Street & E. Euclid Avenue
- S.E. 8th Court & King Avenue
- S.E. 8th Court & E. Bell Avenue
- S.E. 4th Street & E. Payton Avenue
- S.E. 4th Street & E. Hillside Avenue

I hereby certify that the construction of said 2019 Neighborhood Sidewalk Program, Activity ID 092019003, 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 5, 2019, and was completed on August 26, 2020.

I further certify that \$531,608.00 is the total cost of said improvement, of which \$515,659.76 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 \$15,948.24 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.



Steven L. Naber, P.E.  
Des Moines City Engineer

