



Roll Call Number

Agenda Item Number

17C

DATE July 18, 2022

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR DES MOINES RIVER SIMON ESTES AMPHITHEATER FLOODWALL IMPROVEMENTS, MINTURN, 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 Des Moines River Simon Estes Amphitheater Floodwall Improvements, 082020003, in accordance with the contract approved between Minturn, Inc., Clinton M. Rhoads, President, 144 W. Front Street, Brooklyn, IA 52211, under Roll Call No. 20-0481, of March 9, 2020, and the City of Des Moines, and recommending the acceptance thereof, be and the same is hereby approved, and accepted.

BE IT FURTHER RESOLVED: That \$478,176.78 is the total cost, of which \$463,831.48 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 \$14,345.30 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 Director of Finance be and is hereby authorized to release said retainage if suit is not filed as above provided.

Moved by _____ to adopt. Second by _____

FORM APPROVED:

FUNDS AVAILABLE

sl Kathleen Vanderpool

Nickolas J. Schaul

Kathleen Vanderpool
Deputy City Attorney

Nickolas J. Schaul
Director of Finance

Funding Source: 2022-23 CIP, Page 106, Flood Mitigation Improvements, SM087, Storm Water Utility

SLN
PW
Funds

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

I, Laura Baumgartner, Acting 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.

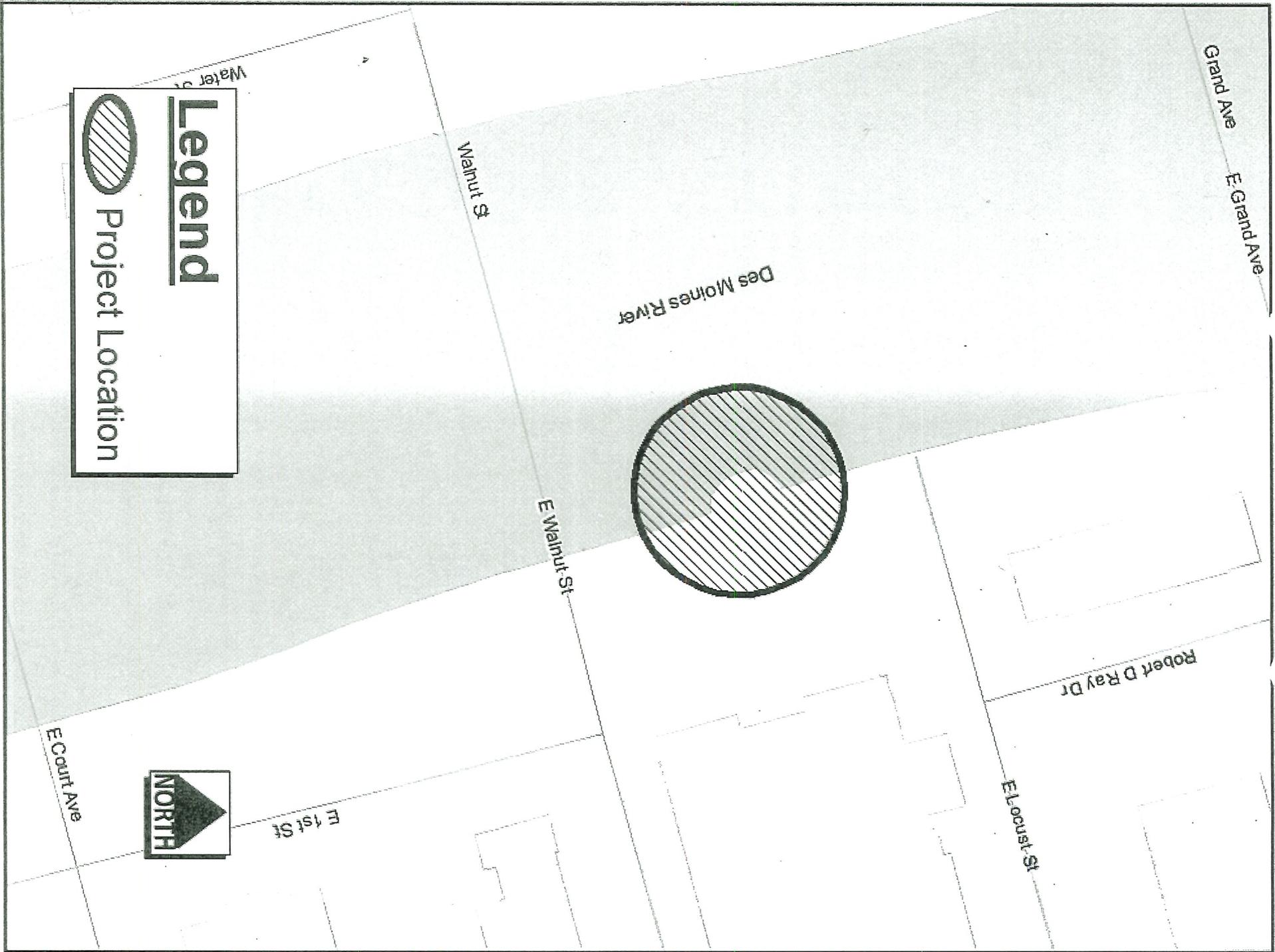
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

MOTION CARRIED APPROVED

Mayor

Acting City Clerk

17c



Grand Ave
E Grand Ave

Des Moines River

Walnut St

E Walnut St

Robert D Ray Dr

E Locust St

E 1st St

E Court Ave



Legend



Project Location



PROJECT SUMMARY

Des Moines River Simon Estes Amphitheater Floodwall Improvements

Activity ID 082020003

On March 9, 2020, under Roll Call No. 20-0481, the Council awarded the contract for the above improvements to Minturn, Inc., in the amount of \$438,125.00. Tabulated below is a history of project change orders.

Change Order No.	Initiated By	Description	Amount
1	Contractor	9/29/2021 Addition of electrical work for removing and resetting light fixtures for the floodwall raise, floodwall raise modifications, waterstops for new cast-in-place columns, and contract completion date change.	\$19,753.00
2	Contractor	6/22/2022 Addition of electrical work for removing and resetting light fixtures for the floodwall raise, aluminum cover plates for the stoplog vertical channels, and adjustment of quantities to the as-built quantities.	\$20,298.78
Original Contract Amount			\$438,125.00
Total Change Orders			\$40,051.78
Percent of Change Orders to Original Contract			9.14%
Total Contract Amount			\$478,176.78



July 18, 2022

CERTIFICATION OF COMPLETION

AGENDA HEADING:

Accepting completed construction and approving final payment for the Des Moines River Simon Estes Amphitheater Floodwall Improvements, Minturn, Inc.

SYNOPSIS:

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

FISCAL IMPACT:

Amount: \$478,176.78 As-Built Contract Cost

Funding Source: 2022-23 CIP, Page 106, Flood Mitigation Improvements, SM087, Storm Water Utility Funds

CERTIFICATION OF COMPLETION:

On March 9, 2020, under Roll Call No. 20-0481, the City Council awarded a contract to Minturn, Inc., Clinton M. Rhoads, President, 144 W. Front Street, Brooklyn, IA 52211 for the construction of the following improvement:

Des Moines River Simon Estes Amphitheater Floodwall Improvements, 082020003

The improvement includes construction of precast and cast-in-place floodwall raises, stoplog closures, Portland Cement Concrete (PCC) sidewalk, erosion control, seeding of disturbed areas, other incidental items and miscellaneous associated work including cleanup; all in accordance with the contract documents, including Plan File Nos. 614-001/018, with improvements located at 75 E. Locust Street in Des Moines, Iowa

I hereby certify that the construction of said Des Moines River Simon Estes Amphitheater Floodwall Improvements, Activity ID 082020003, 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 March 8, 2021, and was completed on June 16, 2022.

I further certify that \$478,176.78 is the total cost of said improvement, of which \$463,831.48 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 \$14,345.30 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

ENGINEERING DEPARTMENT
CITY OF DES MOINES, IOWA



ESTIMATE OF CONSTRUCTION COMPLETED
FOR WORK DONE FROM 6/23/2022 to 7/1/2022
FINAL PARTIAL PAYMENT NO. 7

PROJECT: DES MOINES RIVER SIMON ESTES AMPHITHEATER FLOODWALL IMPROVEMENTS
CONTRACTOR: MINTURN, INC.

ACTIVITY ID: 08-2020-003
DATE: 7/5/2022

ITEM NO.	DESCRIPTION	UNIT	QUANTITIES				UNIT PRICE	TOTAL AMOUNT
			ESTIMATED	AUTHORIZED	CONSTRUCTED TO DATE	CONSTRUCTED THIS PERIOD		
1	REMOVAL OF SIDEWALK	SY	150.00	143.40	143.40	0.00	\$ 60.00	\$8,604.00
2	SHARED USE PATH, PCC, 6" THICK	SY	150.00	143.40	143.40	0.00	\$ 150.00	\$21,510.00
3	TEMPORARY TRAFFIC CONTROL	LS	1.00	1.00	1.00	0.00	\$ 1,000.00	\$1,000.00
4	PNEUMATIC SEEDING, FERTILIZING, AND MULCHING, TYPE 1	SQ	20.00	2.00	2.00	0.00	\$ 50.00	\$100.00
5	TEMPORARY ROLLED EROSION CONTROL PRODUCT, TYPE 2	SY	225.00	0.00	0.00	0.00	\$ 2.50	\$0.00
6	SILT FENCE OR SILT FENCE DITCH CHECK	LF	350.00	262.00	262.00	0.00	\$ 5.00	\$1,310.00
7	SILT FENCE OR SILT FENCE DITCH CHECK, REMOVAL OF SEDIMENT	LF	350.00	262.00	262.00	0.00	\$ 0.25	\$65.50
8	SILT FENCE OR SILT FENCE DITCH CHECK, REMOVAL OF DEVICE	LF	350.00	262.00	262.00	0.00	\$ 1.50	\$393.00
9	TEMPORARY FENCE, CONSTRUCTION, 5'	LF	600.00	504.00	504.00	0.00	\$ 6.00	\$3,024.00
10	CONSTRUCTION SURVEY	LS	1.00	1.00	1.00	0.00	\$ 4,000.00	\$4,000.00
11	MONUMENT PRESERVATION AND REPLACEMENT	LS	1.00	1.00	1.00	0.00	\$ 2,000.00	\$2,000.00
12	MOBILIZATION	LS	1.00	1.00	1.00	0.00	\$ 40,000.00	\$40,000.00
13	CONCRETE WASHOUT	LS	1.00	1.00	1.00	0.00	\$ 100.00	\$100.00
14	PRECAST FLOODWALL RAISE SEGMENT STA. 138+90 to 141+98	LF	600.00	600.00	600.00	0.00	\$ 300.00	\$180,000.00
15	AMPITHEATHER CLOSURES	LS	1.00	1.00	1.00	0.00	\$ 118,000.00	\$118,000.00
16	CAST-IN-PLACE FLOODWALL RAISE SEGMENT STA. 141+89 to 141+98	CY	1.00	1.00	1.00	0.00	\$ 4,000.00	\$4,000.00
17	AMPITHEATHER CLOSURES STOPLOGS	EA	5.00	5.00	5.00	0.00	\$ 10,000.00	\$50,000.00
	STORED MATERIALS							
14	PRECAST FLOODWALL RAISE - EDWARDS CAST STONE	LF	600.00		0.00	0.00	\$ 88.71	\$0.00
	Change Order Items							
8001	REMOVE AND REINSTALL LIGHT FIXTURES	LS	0.00	0.00	0.00	0.00	\$ 8,696.00	\$0.00
8002	FLOODWALL RAISE MODIFICATIONS	LS	0.00	1.00	1.00	0.00	\$ 8,358.00	\$8,358.00
8003	WATERSTOPS FOR COLUMNS	LS	0.00	1.00	1.00	0.00	\$ 2,699.00	\$2,699.00
8004	STOPLOG VERTICAL CHANNEL COVER PLATES	LS	0.00	1.00	1.00	0.00	\$ 1,000.00	\$1,000.00
8005	OUTDOOR LIGHTING RE-INSTALLATION BY ELECTRICIAN	LS	0.00	1.00	1.00	0.00	\$ 17,816.28	\$17,816.28
8006	OUTDOOR LIGHTING RE-INSTALLATION BY CONTRACTOR	LS	0.00	1.00	1.00	0.00	\$ 14,197.00	\$14,197.00

ITEM NO.	DESCRIPTION	UNIT	QUANTITIES				UNIT PRICE	TOTAL AMOUNT
			ESTIMATED	AUTHORIZED	CONSTRUCTED TO DATE	CONSTRUCTED THIS PERIOD		
	ORIGINAL CONTRACT AMOUNT		\$	438,125.00				
	TOTAL CHANGE ORDERS		\$	40,051.78				
	ORIGINAL CONTRACT AMOUNT PLUS CHANGE ORDERS		\$	478,176.78				
	PARTIAL PAYMENT 1		\$	76,203.20				
	PARTIAL PAYMENT 2		\$	57,931.84				
	PARTIAL PAYMENT 3		\$	207,657.65				
	PARTIAL PAYMENT 4		\$	40,267.05				
	PARTIAL PAYMENT 5		\$	48,500.00				
	PARTIAL PAYMENT 6		\$	33,271.74				
	THIS PARTIAL PAYMENT 7		\$	-				
	TOTAL PARTIAL PAYMENTS		\$	463,831.48				
	BALANCE		\$	14,345.30				
	APPROXIMATE PERCENT COMPLETE			100.0%				

PREPARED BY: Andy Williamson
Project Inspector

CHECKED BY: C.M. Bl
Project Engineer

TOTAL	\$478,176.78
RETAINAGE	\$ 14,345.30
TOTAL LESS RETAINAGE	\$ 463,831.48
LESS PREVIOUS PAYMENTS	\$ 463,831.48
AMOUNT DUE	\$ -

FINAL PARTIAL PAYMENT NO. 7