



**Roll Call Number**

**Agenda Item Number**

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**Date** September 11, 2023

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2022-2023 HMA PAVEMENT SCARIFICATION AND RESURFACING, OMG MIDWEST, INC. DBA 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 2022-2023 HMA Pavement Scarification and Resurfacing, 062022011, in accordance with the contract approved between OMG Midwest, Inc. dba Des Moines Asphalt & Paving, Kevin Bragg, President, 2401 SE Tones Drive, Ste. 13, Ankeny, IA, 50021, under Roll Call No. 22-0834, of May 23, 2022, 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 \$121,428.54 is the total cost, of which \$117,785.68 has been paid to the Contractor, and \$0.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$3,642.86 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:

s/Kathleen Vanderpool

Nickolas J. Schaul

Kathleen Vanderpool  
Deputy City Attorney

Nickolas J. Schaul  
Director of Finance

Funding Source: 2023-24 CIP, Page 111, Public Works - Asphalt Road Improvements, ST003, G.O. Bonds, Road Use Tax Fund, and TIF Bonds

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**Roll Call Number**

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COUNCIL ACTION	Yeas	Nays	Pass	Absent
COWNIE				
BOESEN				
GATTO				
MANDELBAUM				
SHEUMAKER				
VOSS				
WESTERGAARD				
TOTAL				
MOTION CARRIED			APPROVED	
_____				Mayor

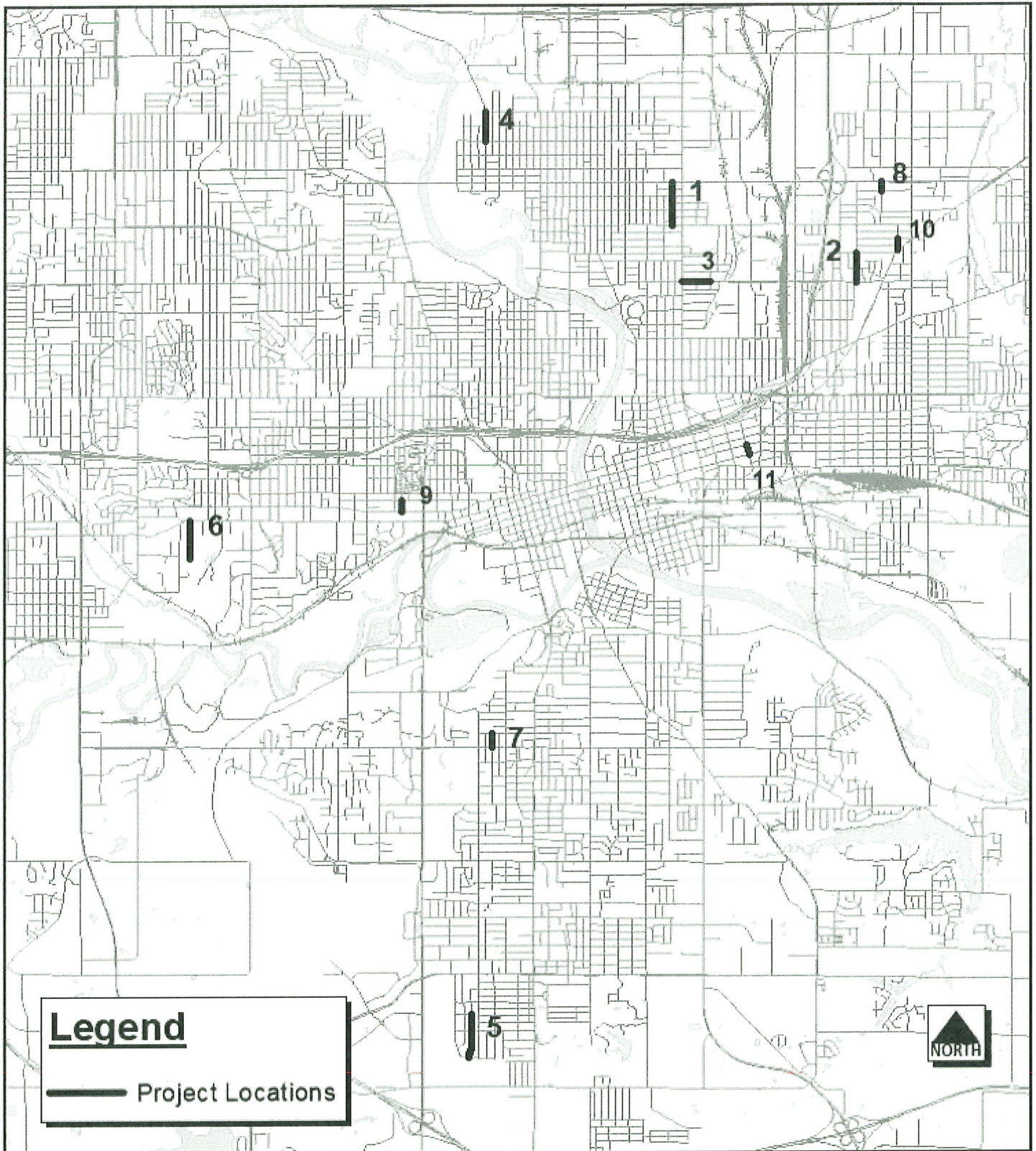
**CERTIFICATE**

I, Laura Baumgartner, 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





1. York St - Hull Ave to Euclid Ave
2. E 25th St - Guthrie Ave to E Sheridan Ave
3. Guthrie Ave - E 16th St to E 14th St
4. 12th St - Aurora Ave to Madison Ave
5. SW 15th St - Havens Ave to Johnson St
6. 49th St - Grand Ave to DE South

7. SW 13th St - Park Ave to Pleasant View Dr
8. E. 26th St - E Euclid Ave to Wedgewood Rd
9. 23rd St - High St to Ingersoll Ave
10. E. 27th St - Grandview Ave to Hubbell Ave
11. E 17th St - E Walnut St to E Capitol Ave



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## PROJECT SUMMARY

### 2022-2023 HMA Pavement Scarification and Resurfacing Activity ID 062022011

On May 23, 2022, under Roll Call No. 22-0834, the Council awarded the contract for the above improvements to OMG Midwest, Inc. dba Des Moines Asphalt & Paving, in the amount of \$186,158.00. 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	8/11/2023 Adjust final quantities to match as-built quantities.	\$(64,729.46)
		<b>Original Contract Amount</b>	\$186,158.00
		<b>Total Change Orders</b>	\$(64,729.46)
		<b>Percent of Change Orders to Original Contract</b>	(34.77)%
		<b>Total Contract Amount</b>	\$121,428.54



Department of Engineering  
City of Des Moines, Iowa



September 11, 2023

**CERTIFICATION OF COMPLETION**

**AGENDA HEADING:**

Accepting completed construction and approving final payment for the 2022-2023 HMA Pavement Scarification and Resurfacing, OMG Midwest, Inc. dba 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: \$121,428.54 As-Built Contract Cost

Funding Source: 2023-24 CIP, Page 111, Public Works - Asphalt Road Improvements, ST003, Being: G.O. Bonds, Road Use Tax Fund, and TIF Bonds

**CERTIFICATION OF COMPLETION:**

On May 23, 2022, under Roll Call No. 22-0834, the City Council awarded a contract to OMG Midwest, Inc. dba Des Moines Asphalt & Paving, Kevin Bragg, President, 2401 SE Tones Drive, Ste. 13, Ankeny, IA 50021 for the construction of the following improvement:

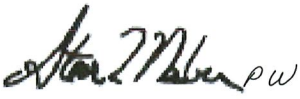
2022-2023 HMA Pavement Scarification and Resurfacing, 062022011

The improvement includes scarification only of 2-inch and 3-inch average depth of asphalt street surfaces with specified milling machine and equipment in a cooperative effort with the City of Des Moines Public Works Department, together with other incidental items and related work; all in accordance with the contract documents at the following locations within the City of Des Moines, Iowa:

- York Street from Hull Avenue to E. Euclid Avenue
- E. 25th Street from Guthrie Avenue to E. Sheridan Avenue
- Guthrie Avenue from E. 16th Street to E. 14th Street
- 12th Street from Aurora Avenue to Madison Avenue
- 49th Street from Grand Avenue to dead end south
- S.W. 15th Street from Havens Avenue to Johnson Street
- S.W. 13th Street from Park Avenue to Pleasant View Drive
- E. 26th Street from E. Euclid Avenue to Wedgewood Road
- 23rd Street from High Street to Ingersoll Avenue
- E. 27th Street from Grandview Avenue to Hubbell Avenue
- E. 17th Street from E. Walnut Street to E. Capital Avenue

I hereby certify that the construction of said 2022-2023 HMA Pavement Scarification and Resurfacing, Activity ID 062022011, 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 July 13, 2022, and was completed on August 23, 2023.

I further certify that \$121,428.54 is the total cost of said improvement, of which \$117,785.68 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 \$3,642.86 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.

Handwritten signature of Steven L. Naber in black ink.

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

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ENGINEERING DEPARTMENT  
CITY OF DES MOINES, IOWA



**ESTIMATE OF CONSTRUCTION COMPLETED**  
**FOR WORK DONE FROM 05/25/2023 to 06/20/2023**  
**FINAL PAYMENT (PARTIAL PAYMENT NO. 7)**

PROJECT: 2022-2023 HMA Pavement Scarification and Resurfacing  
CONTRACTOR: Des Moines Asphalt and Paving

ACTIVITY ID: 06-2022-011  
DATE: 8/22/2023

ITEM NO.	DESCRIPTION	UNIT	QUANTITIES				UNIT PRICE	TOTAL AMOUNT
			ESTIMATED	AUTHORIZED	CONSTRUCTED TO DATE	CONSTRUCTED THIS PERIOD		
1	Calendar year 2022: Pavement milling; two (2) inch average thickne	SY	20,800.00	22,739.00	22,739.00	0.00	\$ 3.20	\$72,764.80
2	Calendar year 2023: Pavement milling; two (2) inch average thickne	SY	7,000.00	2,289.00	2,289.00	0.00	\$ 4.30	\$9,842.70
3	Calendar year 2022: Pavement milling; three (3) inch average thickr	SY	3,900.00	266.66	266.66	0.00	\$ 4.60	\$1,226.64
4	Calendar year 2023: Pavement milling; three (3) inch average thickr	SY	1,300.00	0.00	0.00	0.00	\$ 10.00	\$0.00
5	Milling Transverse PCC Joints (3" Max Depth)	LF	225.00	0.00	0.00	0.00	\$ 26.00	\$0.00
6	Milling Longitudinal PCC Joints (3" Max Depth)	LF	200.00	0.00	0.00	0.00	\$ 26.00	\$0.00
7	Durable Pavement Markings, Epoxy	STA	14.00	8.30	8.30	0.00	\$ 385.00	\$3,195.50
8	Durable Pavement Symbols & Legend, Epoxy	EACH	6.00	2.00	2.00	0.00	\$ 220.00	\$440.00
9	Grooves Cut for Pavement Markings	STA	14.00	8.30	8.30	0.00	\$ 253.00	\$2,099.90
10	Grooves Cut for Symbols and Legends	EACH	6.00	2.00	2.00	0.00	\$ 220.00	\$440.00
11	Loop Detector, Replacement, 6'x8'	EACH	4.00	10.00	10.00	0.00	\$ 1,667.00	\$16,670.00
12	Loop Detector, Replacement, 6'x20'	EACH	4.00	7.00	7.00	0.00	\$ 2,107.00	\$14,749.00
13	Major Handhole Adjustment, Type I Precast Concrete Handhole	EACH	4.00	0.00	0.00	0.00	\$ 2,330.00	\$0.00
14	Major Handhole Adjustment, Type II or III Polymer Concrete Handhc	EACH	4.00	0.00	0.00	0.00	\$ 2,880.00	\$0.00
ORIGINAL CONTRACT AMOUNT			\$ 186,158.00					
TOTAL CHANGE ORDERS			\$ (64,729.46)					
ORIGINAL CONTRACT AMOUNT PLUS CHANGE ORDERS			\$ 121,428.54					
PARTIAL PAYMENT NO. 1			\$ 9,934.74					
PARTIAL PAYMENT NO. 2			\$ 81,459.47					
PARTIAL PAYMENT NO. 3			\$ 2,678.76					
PARTIAL PAYMENT NO. 4			\$ 8,175.16					
PARTIAL PAYMENT NO. 5			\$ 5,990.13					
PARTIAL PAYMENT NO. 6			\$ 9,547.42					
THIS PARTIAL PAYMENT			\$ -					
TOTAL PARTIAL PAYMENTS			\$ 117,785.68					
BALANCE			\$ 3,642.86					
APPROXMIATE PERCENT COMPLETE			100.0%					

PREPARED BY: Anthony Chido  
Project Engineer

CHECKED BY: Joseph A. Ely  
Project Engineer

TOTAL	\$ 121,428.54
RETAINAGE	\$ 3,642.86
TOTAL LESS RETAINAGE	\$ 117,785.68
LESS PREVIOUS PAYMENT	\$ 117,785.68
AMOUNT DUE	\$ -

FINAL PAYMENT (PARTIAL PAYMENT NO. 7)