

DATE August 7, 2006

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2005 SIDEWALK REPLACEMENT PROGRAM - DESIGNATED NEIGHBORHOODS, T K CONCRETE INC.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the attached report of the Jurisdictional Engineer, showing the cost of the construction of the 2005 Sidewalk Replacement Program - Designated Neighborhoods, 09-2005-002, in accordance with the contract approved between T K Concrete Inc., Tony J. VerMeer, President, 1608 Fifield Road, Pella, IA 50219, under Roll Call No. 05-1575, of June 20, 2005, and the City of Des Moines, and recommending the acceptance thereof, be and the same is hereby approved, and accepted, and

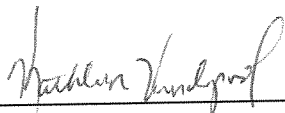
BE IT FURTHER RESOLVED: That \$126,633.17 is the total cost, of which \$103,105.54 has been paid the Contractor, and \$17,195.97 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$6,331.66 is to be paid at the end of thirty days, provided no claims or liens have been filed against said contract. In the event that at the end of said thirty (30) day period, claims are on file as herein provided, the City of Des Moines shall continue to retain from said unpaid funds, a sum not less than double the total amount of all claims on file, or the full Chapter 573 Code of Iowa retainage amount, whichever is lesser.

BE IT FURTHER RESOLVED: That the Engineering Department be and is hereby authorized and directed to notify all persons and firms with outstanding Chapter 573 claims against said project, that the project has been given final acceptance as completed by this City Council, that they have 60 days from such acceptance within which to initiate suit to collect on their claims, and that if suit is not commenced within that time, the City of Des Moines will be required to release the retainage which it is now holding.

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.

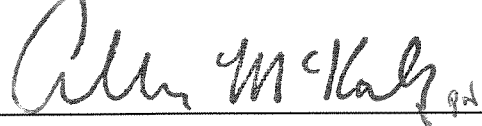
Moved by _____ to adopt.

FORM APPROVED:



Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE



Allen McKinley
Des Moines Finance Director

Funding Source: 2006-2007 CIP, Page Street-28, Neighborhood Infrastructure Rehabilitation Program, STR205, G. O. Bonds

★ **Roll Call Number**

Agenda Item Number
11A

DATE August 7, 2006

REB

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BROOKS				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
VLASSIS				
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

11A

PROJECT SUMMARY

2005 Sidewalk Replacement Program - DN Activity ID 09-2005-002

On June 20, 2005, under Roll Call No. 05-1575, the City Council awarded the contract for the above improvements to TK Concrete, Inc., in the amount of \$153,025.00, to construct Portland cement concrete sidewalks four(4) inches thick (six(6) inches thick at driveways) and six(6) inch driveway approaches, together with all necessary appurtenances; in accordance with the contract documents at:

Various Neighborhood Infrastructure Rehabilitation Program(NIRP) eligible locations.

Tabulated below is a history of project change orders.

<u>Change Order No.</u>	<u>Description</u>	<u>Initiated By</u>	<u>Amount</u>
1	To adjust quantities to as-built amounts.	Engineering	(\$26,391.83)
Original Contract Amount			\$153,025.00
Total Change Orders			(\$26,391.83)
Percent of Change Orders to Original Contract			-17.25%
Final Contract Amount			\$126,633.17

August 7, 2006

CERTIFICATION OF COMPLETION

AGENDA HEADING:

Accepting completed construction and approving final payment for the 2005 Sidewalk Replacement Program - Designated Neighborhoods, T K Concrete Inc..

SYNOPSIS:

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

FISCAL IMPACT:

Amount: \$126,633.17 As-Built Contract Cost

Funding Source: 2006-2007 CIP, Page Street-28, Neighborhood Infrastructure Rehabilitation Program, STR205, G. O. Bonds

CERTIFICATION OF COMPLETION:

On June 20, 2005, under Roll Call No. 05-1575, the City Council awarded a contract to T K Concrete Inc., Tony J. VerMeer, President, 1608 Fifield Road, Pella, IA 50219 for the construction of the following improvement:

2005 Sidewalk Replacement Program - Designated Neighborhoods, 09-2005-002

Placement of Portland cement concrete sidewalks, four(4) inches thick, (six(6) inches thick at driveways and driveway approaches), six(6) inches thick at handicapped ramps, together with all appurtenances in a cooperative effort with the City of Des Moines Public Works Department, in accordance with the contract documents at Various Neighborhood Infrastructure Rehabilitation Program (NIRP) eligible locations. Sidewalk will be replaced at locations inspected by the Public Works Department. Handicapped accessible ramps will also be constructed in the vicinity where sidewalks will be replaced

I hereby certify that the construction of said 2005 Sidewalk Replacement Program - Designated Neighborhoods, Activity ID 09-2005-002, 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 July 1, 2005, and was completed on July 25, 2006.



ENGINEERING DEPARTMENT
CITY HALL
400 ROBERT D. RAY DRIVE
DES MOINES, IOWA 50309 -1891
(515) 283-4920
FAX (515) 283-4112

ALL-AMERICA CITY
1949, 1976, 1981
2003

I further certify that \$126,633.17 is the total cost of said improvement, of which \$103,105.54 has been paid the Contractor and \$17,195.97 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$6,331.66 is to be paid at the end of thirty days, provided no claims or liens have been filed against said contract. In the event that at the end of said thirty (30) day period, claims are on file as herein provided, the City of Des Moines shall continue to retain from said unpaid funds, a sum not less than double the total amount of all claims on file, or the full Chapter 573 Code of Iowa retainage amount, whichever is lesser. The amount of completed work is shown on the attached Estimate of Construction Completed.

A handwritten signature in black ink that reads "Jeb E. Brewer, P.E." with a small mark at the end of the line.

Jeb E. Brewer, P.E.
Des Moines City Engineer

ESTIMATE OF CONSTRUCTION COMPLETED
FOR WORK DONE FROM 6/9/06 TO 6/30/06
FINAL

PROJECT: 2005 Sidewalk Replacement Program - Designated Neighborhood
CONTRACTOR: TK Concrete, Inc

LINE NO.	DESCRIPTION	UNIT	UNITS		ESTIMATED	UNIT PRICE	TOTAL AMOUNT
			AUTHORIZED	CONSTRUCTED TO DATE			
1	SIDEWALK, 4" PCC	SY	6,456.720	6,456.720	\$17.10	\$110,409.91	
2	SIDEWALK, 6" PCC	SY	754.570	754.570	\$21.50	\$16,223.26	
3	DRIVEWAY, 6" PCC	SY	0.000	0.000	\$21.50	\$0.00	
4	HANDICAPPED RAMPS, W/TRUNCATED DOMES	SY	300.000	0.000	\$50.00	\$0.00	
	TOTAL CONTRACT AMOUNT PLUS CHANGE ORDERS		\$153,025.00				
	PARTIAL PAYMENT NO. 1		\$15,899.61				
	PARTIAL PAYMENT NO. 2		\$18,536.72				
	PARTIAL PAYMENT NO. 3		\$14,839.83				
	PARTIAL PAYMENT NO. 4		\$18,380.84				
	PARTIAL PAYMENT NO. 5		\$12,168.64				
	PARTIAL PAYMENT NO. 6		\$11,295.30				
	PARTIAL PAYMENT NO. 7		\$11,984.60				
	THIS PARTIAL PAYMENT		\$17,195.97				
	TOTAL PARTIAL PAYMENTS		\$120,301.51				
	BALANCE		\$32,723.49				
	Percent Complete	83%					
	TOTAL					\$126,633.17	
	RETAINAGE					\$6,331.66	
	TOTAL LESS RETAINAGE					\$120,301.51	
	LESS PREVIOUS PAYMENT					\$103,105.54	
	AMOUNT DUE					\$17,195.97	

FINAL

PREPARED BY: 

CHECKED BY: 

11A