

14 A

DATE October 23, 2006

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT  
FOR SKYWALK BRIDGE 6D-6E REPAIRS, BERGSTROM CONSTRUCTION, 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 Skywalk Bridge 6D-6E Repairs, 12-2006-001, in accordance with the contract approved between Bergstrom Construction, Inc., Tom Gorgas, President, 1719 Hull Avenue, Des Moines, IA 50313, under Roll Call No. 06-201, of January 23, 2006, 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 \$40,257.19 is the total cost, of which \$38,244.33 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 \$2,012.86 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.

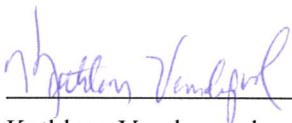
BE IT FURTHER RESOLVED: That the Engineering Department be and is hereby authorized and directed to notify all persons and firms with outstanding Chapter 573 claims against said project, that the project has been given final acceptance as completed by this City Council, that they have 60 days from such 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.

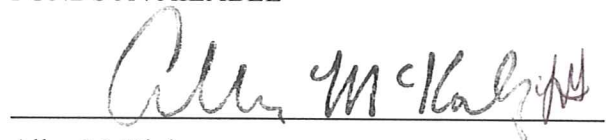
BE IT FURTHER RESOLVED: That the Des Moines Finance Director be and is hereby authorized to release said retainage if suit is not filed as above provided.

Moved by \_\_\_\_\_ to adopt.

FORM APPROVED:

FUNDS AVAILABLE





Kathleen Vanderpool  
Deputy City Attorney

Allen McKinley  
Des Moines Finance Director

Funding Source: 2006-2007 CIP, Page Sidewalk-5, Downtown Skywalk System, SID094, Private Contributions, Being:  
\$36,994.00 contract repair costs shall be collected from the owner(or insurance) of the vehicle that damaged Skywalk Bridge 6D-6E, while the \$3,263.19 for Change Order No. 1 cost to repair water damage to the soffit on Skywalk Bridge 3C-4C shall be paid from SID094.

★ Roll Call Number

Agenda Item Number

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Date October 23, 2006

DEB

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
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





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# PROJECT SUMMARY

## Skywalk Bridge 6D-6E Repairs

### Activity ID 12-2006-001

On January 23, 2006 the City Council awarded a contract in the amount of \$36,994.00 to Bergstrom Construction Inc. to furnish all material, labor and equipment for repair of Skywalk Bridge 6D-6E including demolition, aluminum storefront, insulation, drywall soffit, painting and traffic control all in accordance with the contract documents including Plan File Nos. 459-152/155:

Over Locust Street mid block between 6th Avenue and 7th Street, Des Moines, IA.

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	10/10/2006 Repair Soffit of Skywalk 3C-4C.	User	\$3,263.19
<b>Original Contract Amount</b>			\$36,994.00
<b>Total Change Orders</b>			\$3,263.19
<b>Percent of Change Orders to Original Contract</b>			8.82%
<b>Final Contract Amount</b>			\$40,257.19

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October 23, 2006

**CERTIFICATION OF COMPLETION**

**AGENDA HEADING:**

Accepting completed construction and approving final payment for the Skywalk Bridge 6D-6E Repairs, Bergstrom Construction, 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: \$40,257.19 As-Built Contract Cost

Funding Source: 2006-2007 CIP, Page Sidewalk-5, Downtown Skywalk System, SID094, Private Contributions, Being:

\$36,994.00 contract repair costs shall be collected from the owner (or insurance) of the vehicle that damaged Skywalk Bridge 6D-6E, while the \$3,263.19 for Change Order No. 1 cost to repair water damage to the soffit on Skywalk Bridge 3C-4C shall be paid from SID094.

**CERTIFICATION OF COMPLETION:**

On January 23, 2006, under Roll Call No. 06-201, the City Council awarded a contract to Bergstrom Construction, Inc., Tom Gorgas, President, 1719 Hull Avenue, Des Moines, IA 50313 for the construction of the following improvement:

Skywalk Bridge 6D-6E Repairs, 12-2006-001

Furnish all material, labor and equipment for repair of Skywalk Bridge 6D-6E including demolition, aluminum storefront, insulation, drywall soffit, painting and traffic control, all in accordance with the contract documents including Plan File Nos. 459-152/155 on Skywalk Bridge 6D-6E over Locust Street mid block between 6th Avenue and 7th Street, Des Moines, Iowa

I hereby certify that the construction of said Skywalk Bridge 6D-6E Repairs, Activity ID 12-2006-001, 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 1, 2006, and was completed on October 17, 2006.

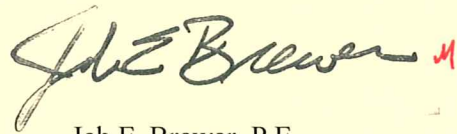


ENGINEERING DEPARTMENT  
CITY HALL  
400 ROBERT D. RAY DRIVE  
DES MOINES, IOWA 50309-1891  
(515) 283-4920  
FAX (515) 283-4112

ALL-AMERICA CITY  
1949, 1976, 1981  
2003

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I further certify that \$40,257.19 is the total cost of said improvement, of which \$38,244.33 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 \$2,012.86 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.



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



**ESTIMATE OF CONSTRUCTION COMPLETED**  
FOR WORK DONE FROM 10/10/06 TO 10/11/06  
**FINAL PAYMENT NO. 4**

**Project: Skywalk Bridge 6D-6E Repairs**  
**Contractor: Bergstrom Construction Inc.**

**Activity ID: 12-2006-001**  
**Date: 10/11/06**

LINE NO.	DESCRIPTION	UNIT	UNITS			UNIT PRICE	TOTAL AMOUNT
			ESTIMATED	AUTHORIZED	CONSTRUCTED TO DATE		
Base Bid	Repair of Skywalk 6D-6E complete as per contract documents	LS	1.000	1.000	1.000	\$36,994.00	\$36,994.00
1.01	Repair Soffit of Skywalk 3C-4C	LS	0.000	1.000	1.000	\$3,263.19	\$3,263.19
TOTAL CONTRACT AMOUNT PLUS CHANGE ORDERS							
	PARTIAL PAYMENT NO. 1		\$40,257.19				
	PARTIAL PAYMENT NO. 2		\$31,629.87				
	PARTIAL PAYMENT NO. 3		\$3,514.43				
	THIS FINAL PAYMENT NO. 4		\$3,100.03				
	TOTAL PARTIAL PAYMENTS		\$0.00				
	BALANCE		\$38,244.33				
			\$2,012.86				
TOTAL							\$40,257.19
RETAINAGE							\$2,012.86
TOTAL LESS RETAINAGE							\$38,244.33
LESS PREVIOUS PAYMENT							\$38,244.33
AMOUNT DUE							\$0.00

PREPARED BY:

CHECKED BY:

FINAL PAYMENT NO. 4

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