

★ Roll Call Number

Agenda Item Number

11 B

DATE December 18, 2006

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2006 SANITARY SEWER REPAIR PROGRAM - CONTRACT 2, VAN HAUEN & ASSOCIATES, 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 2006 Sanitary Sewer Repair Program - Contract 2, 07-2006-009, in accordance with the contract approved between Van Hauen & Associates, Inc., Mark Van Hauen, CEO/Vice President, 13185 Pineview Drive, Clive, IA 50325, under Roll Call No. 06-939, of May 8, 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 \$116,400.00 is the total cost, of which \$110,010.00 has been paid the Contractor, and \$570.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$5,820.00 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.

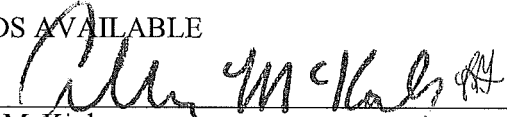
BE IT FURTHER RESOLVED: That the Des Moines Finance Director be and is hereby authorized to release said retainage if suit is not filed as above provided.

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 Sanitary-5, City-wide Sanitary Sewers, SAE054, Sanitary Sewer Funds

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

MOTION CARRIED

APPROVED

\_\_\_\_\_  
Mayor

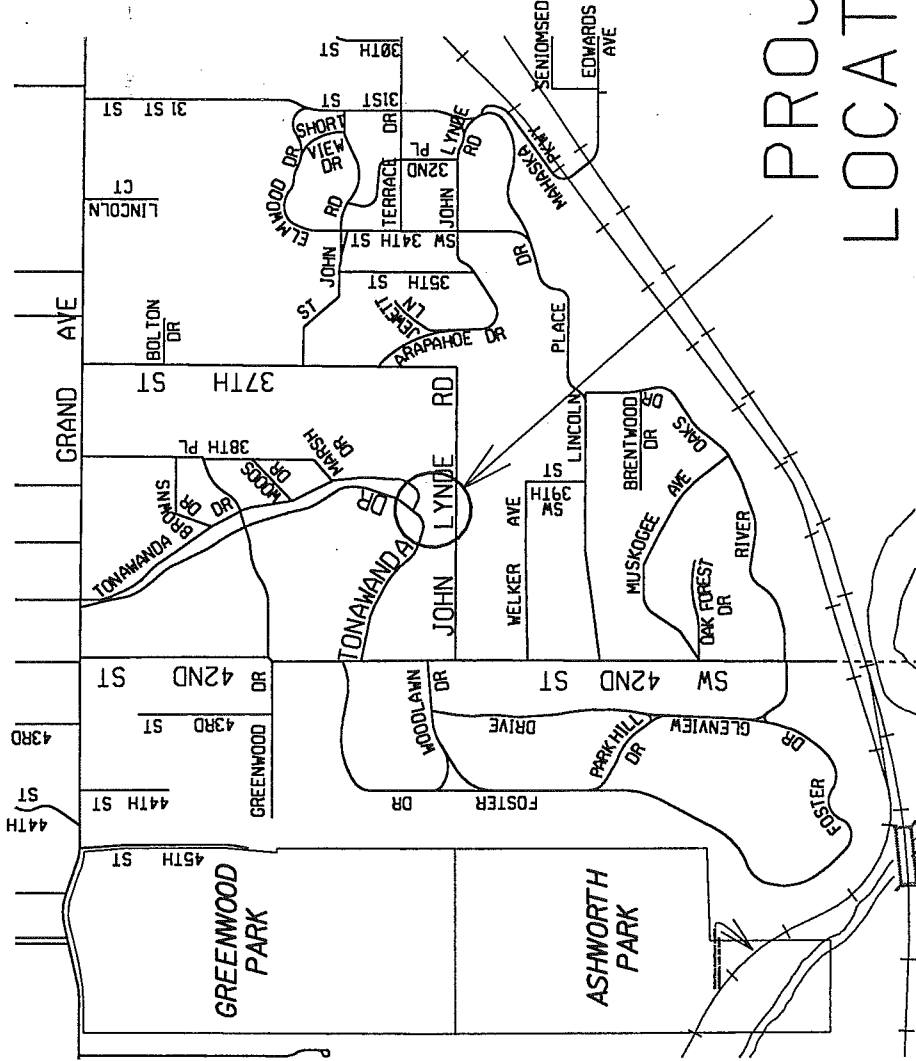
**CERTIFICATE**

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.

\_\_\_\_\_  
City Clerk

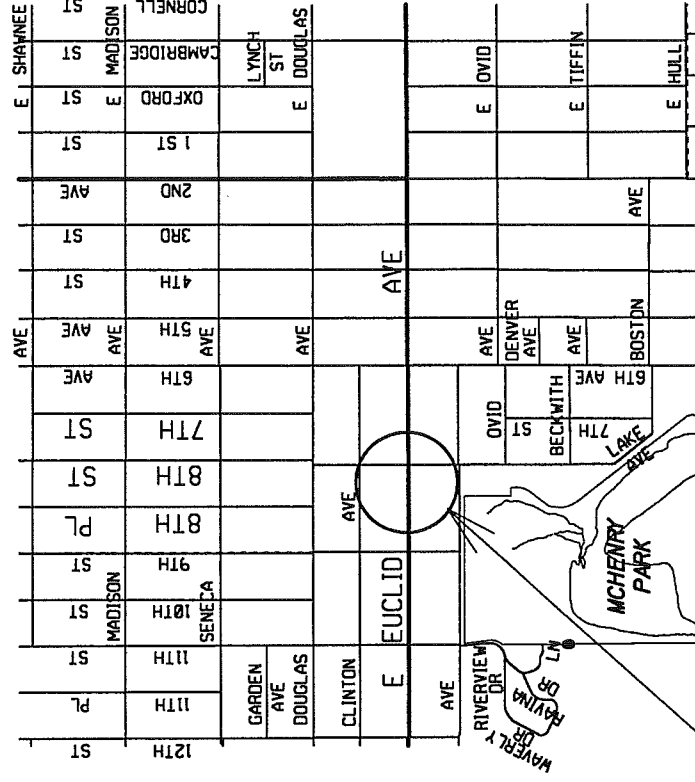
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# PROJECT LOCATIONS

# 2006 SANITARY SEWER PROGRAM CONTRACT 2

ACTIVITY ID: 07-2006-009



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# PROJECT SUMMARY

2006 Sani. Sewer Rep. - Cont. 2

Activity ID 07-2006-009

On May 8, 2006, under Roll Call No. 06-939, the City Council awarded the contract for the above improvements to Van Hauen & Assoc., Inc., in the amount of \$117,000.00 to make sewer repairs at 8th & Euclid and at 37 Tonawanda Drive.

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	Adjust contract item amounts to as-built quantities.	Engineering	(\$600.00)
<b>Original Contract Amount</b>			\$117,000.00
<b>Total Change Orders</b>			(\$600.00)
<b>Percent of Change Orders to Original Contract</b>			-0.51%
<b>Final Contract Amount</b>			\$116,400.00

11 B

December 18, 2006

**CERTIFICATION OF COMPLETION**

**AGENDA HEADING:**

Accepting completed construction and approving final payment for the 2006 Sanitary Sewer Repair Program - Contract 2, Van Hauen & Associates, 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: \$116,400.00 As-Built Contract Cost

Funding Source: 2006-2007 CIP, Page Sanitary-5, City-wide Sanitary Sewers, SAE054, Sanitary Sewer Funds

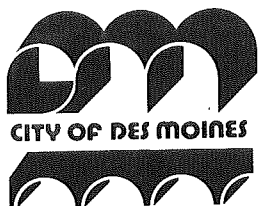
**CERTIFICATION OF COMPLETION:**

On May 8, 2006, under Roll Call No. 06-939, the City Council awarded a contract to Van Hauen & Associates, Inc., Mark Van Hauen, CEO/Vice President, 13185 Pineview Drive, Clive, IA 50325 for the construction of the following improvement:

2006 Sanitary Sewer Repair Program - Contract 2, 07-2006-009

Replacing sections of sanitary sewer, street patching and restoration; all in accordance with the contract documents, including Plan File Nos. 462-31/34 at 37 Tonawanda Drive and 8th Street at Euclid Avenue, Des Moines, Iowa

I hereby certify that the construction of said 2006 Sanitary Sewer Repair Program - Contract 2, Activity ID 07-2006-009, 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 June 28, 2006, and was completed on December 12, 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 \$116,400.00 is the total cost of said improvement, of which \$110,010.00 has been paid the Contractor and \$570.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$5,820.00 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, appearing to read "Jeb E. Brewer". The signature is written in a cursive style with a large initial "J" and "E".

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

**ESTIMATE OF CONSTRUCTION COMPLETED**  
FOR WORK DONE FROM 10/6/06 TO 11/30/06  
**PARTIAL PAYMENT NO. 2 (FINAL)**

ACTIVITY ID: 07-2006-009


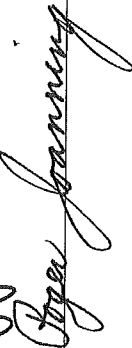
DATE: 11/30/06

**PROJECT: 2006 SANI. SEWER REPAIR PROG. - CONTRACT 2**  
**CONTRACTOR: VAN HAUEN & ASSOC., INC.**

PARTIAL PAYMENT NO. 2 (FINAL)

LINE NO.	DESCRIPTION	UNIT	UNITS			CONSTRUCTED TO DATE	UNIT PRICE	TOTAL AMOUNT
			ESTIMATED	AUTHORIZED				
1	SANI. SEWER REPAIR, EUCLID AVE.	JOB	1	1	1.000	\$60,000.00	\$60,000.00	
2	SANI. SEWER SPOT REPAIR, TONAWANDA NO. 1	JOB	1	1	1.000	\$15,000.00	\$15,000.00	
3	SANI. SEWER SPOT REPAIR, TONAWANDA NO. 2	JOB	1	1	1.000	\$22,000.00	\$22,000.00	
4	GABION BASKETS	CY	46	46	46.000	\$200.00	\$9,200.00	
5	REM. & REPLACE LIMESTONE WALL	JOB	1	1	1.000	\$4,000.00	\$4,000.00	
6	TRAFFIC CONTROL	JOB	1	1	1.000	\$4,300.00	\$4,300.00	
7	SOD, NURSERY IN PLACE	SQ	40	40	30.000	\$60.00	\$1,800.00	
8	PROJECT SIGN - SMALL	EA	1	1	1.000	\$100.00	\$100.00	
CO1	ADJUST CONTRACT ITEM AMOUNTS TO FINAL QUANTITIES							
	TOTAL CONTRACT AMOUNT PLUS CHANGE ORDERS		\$116,400.00					
	PARTIAL PAYMENT NO. 1		\$110,010.00					
	THIS PARTIAL PAYMENT		\$570.00					
	TOTAL PARTIAL PAYMENTS		\$110,580.00					
	BALANCE		\$5,820.00					
	Percent Complete	100%						
	TOTAL					\$116,400.00		
	RETAINAGE					\$5,820.00		
	TOTAL LESS RETAINAGE					\$110,580.00		
	LESS PREVIOUS PAYMENT					\$110,010.00		
	AMOUNT DUE					\$570.00		

PARTIAL PAYMENT NO. 2 (FINAL)

PREPARED BY:   
CHECKED BY: 

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