

**BUSINESS OF THE CITY COUNCIL
WINDSOR HEIGHTS, IOWA
AGENDA STATEMENT**

Item No. 6c
For Meeting of 8/17/2009

ITEM TITLE: Consideration of Approval of Payment to Grimes Asphalt


CONTACT PERSON(S): Marketa George Oliver, City Administrator
John Wiedman, Director of Public Works
Henry Oakes, City Engineer

SUMMARY EXPLANATION

The Public Works Director recommends annually the streets, which need to be resurfaced in the community. There is a five-year plan for resurfacing streets and each year the Director inspects the streets to see if any should be added. The Public Works Committee discussed the streets planned for resurfacing in FY 10. They are:

- 70th Street from University Avenue to Colby Avenue, then east on Colby Ave from 70th for 65 ft;
- 64th Street from Lamar Street to dead end; and
- Mott Ave. from 65th Street to 64th Street.
- A section on Sunset Terrace was added as a change order.

Attached is a copy of correspondence from Henry Oakes, City Engineer indicating that Grimes Asphalt has completed the 2001 Windsor Heights street improvement project. The total current payment amount requested is \$136,918.87. The company must provide sales tax data and core density test results and clean all manhole lids before receiving the final payment of \$7,206.26. The total project cost is \$144,125.13. The original bid for the project was \$127,048.76. The reason for the increase was a change order in the amount of \$5,348.71 and additional asphalt that was required in some places throughout the street. Please note that Grimes Asphalt requested compensation above this amount, however the City's engineer is certifying only a total of \$136,918.87 to be paid pursuant to the terms of the contract and specifications.

_____ Resolution _____ Ordinance _____ Contract _____ Other (Specify) _____
Funding Source _____ Street Budgets and State transportation dollars _____
APPROVED FOR SUBMITTAL _____ <div style="text-align: right; margin-right: 100px;"> City Administrator</div>

STAFF RECOMMENDATION: Approve initial payment on a voice vote

COUNCIL ACTION:

OAKES ENGINEERING COMPANY

949 65TH STREET

CIVIL ENGINEERING
LAND SURVEYING

DES MOINES, IOWA 50312

MUNICIPAL ENGINEERING
LAND DEVELOPMENT

PHONE 255-1777

August 10, 2009

Marketa George Oliver, City Admin.
City Hall
1133 66th Street
Windsor Heights, Iowa 50324

Re: 2009 Windsor Heights, Iowa
Street Improvement Project
Asphalt Resurfacing

Dear Ms. Oliver

Grimes Asphalt & Paving Corp. of Grimes, Iowa has completed the 2009 Windsor Heights, Iowa Street Improvement Project - Asphalt Resurfacing, except for Cleaning Manhole Tops.

The total Construction Cost of the Project is \$144,125.13 (See attached sheet - Final Quantities & Costs, dated August 10, 2009.

Payment to the Contractor should be made as follows:

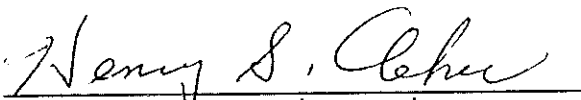
Initial Payment - Immediately - (95%) x (\$144,125.13) = \$136,918.87

Final Payment - See Note below: (5%) x (\$144,125.13) = \$ 7,206.26

NOTE: Prior to receiving the Final Payment Of \$7,206.26, Grimes Asphalt & Paving Corp. shall clean all Manhole Tops and furnish the City of Windsor Heights, Iowa the following items: (Send all material to Oakes Engineering Company).

1. Sales Tax Data
2. Lien Waivers on all Materials and Sub-Contractors used on the project.
3. Core Density and Gradation Test results.

Sincerely,



Henry S. Oakes - City Engineer
Lic. Engr. No. 3321

Copy - Grimes Asphalt & Paving Corp. - Contractor

OAKES ENGINEERING COMPANY

949 65TH STREET

CIVIL ENGINEERING
LAND SURVEYING

DES MOINES, IOWA 50312

MUNICIPAL ENGINEERING
LAND DEVELOPMENT

PHONE 255-1777

August 10, 2009

2009 Windsor Heights, Iowa
Street Improvement Project
Asphalt Resurfacing

Contractor - Grimes Asphalt & Paving Corp.
12021 N.W. 54th Avenue
P.O. Box 139
Grimes, Iowa 50111

FINAL QUANTITIES & COSTS

ITEM	QUANTITY	UNIT COSTS	ITEM COSTS
1. Milling	9,602 Sq.Yds.	\$ 3.31	\$ 31,782.62
2. 1½" Type "A" Asphalt Cement Surface Course	1,061.45 Tons	\$ 94.00	\$ 99,776.30
3. Adjust Manhole Tops	3 Each	\$250.00	\$ 750.00
4. Full Depth Portland Cement Concrete Patching	1 Sq.Yds.	\$ 80.00	\$ 80.00
5. Asphalt Patching	34.95 Tons	\$150.00	\$ 5,242.50
6. Adjust Water Valve Box Tops	0	\$250.00	None
7. 6 Inch Asphalt Curb	98 Lin.Ft.	\$ 10.00	\$ 980.00
8. 6 Inch Portland Cement Concrete Curb & Gutter	6.6 Lin.Ft.	\$ 25.00	\$ 165.00
Change Order #1 Sunset Terrace	--	--	<u>\$ 5,348.71</u>
TOTAL PROJECT CONSTRUCTION Cost			\$144,125.13

Approved Henry S. Oakes Date 8-10-09
Henry S. Oakes
Lic. Engr. No. 3321

GRIMES ASPHALT AND PAVING CORP.
P.O. BOX 139
GRIMES, IOWA 50111
(515) 986-3649



CHANGE ORDER # 1

TO: City of Windsor Heights- John		PHONE: 778-2773	DATE: 7/8/2009
		JOB NAME: 2009 Windsor Heghts Asphalt Prog.	
		JOB LOCATION: Windsor Heights	
EXISTING GAPC JOB NUMBER	EXISTING CONTRACT DATE	TIME EXTENSION	FAX: 279-3664
We hereby agree to make the change(s) specified below:			AMOUNT +/-
Change Order #1 - Sunset Terrace			
1) Milling 341 SY			\$1,128.71
2) 1.5" Resurfacing 30 Tons			\$2,820.00
3) Mobilization			\$1,400.00
NOTE: This Change Order becomes part of and in conformance with the existing contract.			
WE AGREE hereby to make the change(s) specified above at this total price:			\$5,348.71
DATE	PREVIOUS CONTRACT AMOUNT		
AUTHORIZED SIGNATURE (CONTRACTOR)	REVISED CONTRACT TOTAL		
ACCEPTED - The above prices and specifications of the Change Order are satisfactory and are hereby accepted. All work is to be performed under the same terms and conditions as specified in the original contract unless otherwise specified.		DATE OF ACCEPTANCE	
		SIGNATURE (OWNER)	



August 3, 2009

Henry S. Oakes PE
 Oakes Engineering Company
 949 65th Street
 Windsor Heights, Iowa 50310

RE: Windsor Heights Street Improvement Project Asphalt Resurfacing 2009

Dear Henry Oakes,

As per our previous conversations, Grimes Asphalt and Paving Corp. is requesting immediate full and final payment for the above referenced project.

Grimes Asphalt and Paving Corp. constructed the project in accordance with the plans and specifications with the intent to provide a quality final project for the taxpayers of Windsor Heights. We proceeded on this project as we have in the past when your firm was responsible for inspection. We have concluded that on this project, as in the past, that the onsite inspector was in constant contact with you and that the inspector would provide us with your intentions on how to proceed.

As explained in previous communications an overrun of estimated HMA patching and surfacing quantities were known by your inspector's examination of load tickets. At the point of exceeding estimated quantities your inspector gave directions to continue.

As you are aware the milled surface was irregular and therefore the estimated quantities and any restriction to yield should not apply in order to provide a uniform finished product (Spec Articles 39 & 40). It is our experience that governmental entities pay exact tonnage required for completion of projects of this kind.

The following are exact quantities in place.

- 1. Milling 4,602 ~~9,896~~ SY @ 3.31
- 2. HMA 923 947-Ton @ 94.00
- 3. Adjust Fixtures 3 Ea @ 250.00
- 4. HMA Patching 266.96 ~~296.75~~ Ton @ 150.00
- 5. HMA Curb 7.95 98 LF @ 10.00
- 6. PCC Curb 6.6 LF @ 25.00

1 sq. ea @ 80.00

Full Dept.
 Concrete Patching

Change order #1
 Senses of Torrance

4
 = 31,782.62
 = 861,762.00
 = 750.00
 = 40,044.00
 = 980.00
 = 165.00
 = 80.00

5,348.71

165,912.33

Grimes Asphalt and Paving Corp. completed the above referenced project with the concurrence or implied concurrence of Oakes Engineering Company. The finished project displays quality performance by our firm. To minimize any future financial cost to our company, we are expecting immediate payment in full.

Respectfully submitted and awaiting your reply.

A handwritten signature in black ink, appearing to read 'MJ Yonker', with a large, stylized flourish at the end.

MJ Yonker
Vice President
Grimes Asphalt and Paving Corp.