

COUNCIL ACTION FORM

**SUBJECT: 2009/10 DOWNTOWN STREET PAVEMENT IMPROVEMENTS
(KELLOGG AVENUE: LINCOLN WAY TO MAIN STREET)**

BACKGROUND:

This annual program is for the rehabilitation/reconstruction of streets within the downtown area (from Lincoln Way to 7th Street and Grand Avenue to Duff Avenue). The 2009/10 project location is Kellogg Avenue from Lincoln Way to Main Street. The project consisted of reconstruction of the roadway with eight-inch Portland Concrete Cement paving. This project also includes sidewalk and street lighting enhancements along the corridor. On August 11, 2009, City Council awarded the contract to Construct, Inc, of Ames, Iowa, in the amount of \$715,254.30.

The roadway has been open to traffic since December 7, 2009, and the project is substantially complete. On March 8, 2010, Public Works received a request from Construct, Inc. to reduce the amount of project retention. Remaining work to be completed as part of the contract includes placement of approximately 105 square yards of 5" PCC Sidewalk at an estimate value of \$4,750.00. There is a requirement of a minimum of 200% of the value of the work to complete that must be withheld. This amount will be \$9,700.00. This request meets criteria of Section 26.13 of the Code of Iowa for substantial completion of the project and all paperwork required, per the Code of Iowa, to approve the that request has been received by the Public Works Department.

ALTERNATIVES:

1. Reduce project retainage for the Southeast 2009/10 Downtown Street Pavement Improvements (Kellogg Avenue: Lincoln Way to Main Street) project to \$9,700.00.
2. Maintain project retainage for the 2009/10 Downtown Street Pavement Improvements (Kellogg Avenue: Lincoln Way to Main Street) project in the amount of \$36,576.78.

MANAGER'S RECOMMENDED ACTION:

The value of remaining work is substantially less than the original contract, and the Code of Iowa requires the City to reduce the retainage being withheld under these circumstances to reflect the lower value of the remaining work. Therefore, it is the recommendation of the City Manager that the City Council adopt Alternative No. 1, thereby reducing the project retainage for the 2009/10 Downtown Street Pavement Improvements (Kellogg Avenue: Lincoln Way to Main Street) project to \$9,700.00.