



City Hall, 215 Sycamore St.
Muscatine, IA 52761-3840
(563) 262-4141
Fax (563) 262-4142

COMMUNITY DEVELOPMENT

Planning,
Zoning,
Building Safety,
Construction Inspection Services,
Public Health,
Housing Inspections,
Code Enforcement

MEMORANDUM

To: Mayor and City Council Members
Cc: Gregg Mandsager, City Administrator
From: Steven Boka, Director of Community Development
Date: October 14, 2011
Re: Resolution Accepting 2nd Street Apartment Parking Lot Improvements

INTRODUCTION: The City of Muscatine has entered into a Cooperation Agreement with the United States Army Corps of Engineers (USACE) for the design and construction of improvements to the Mad Creek Levee. Phase II bids have been opened, evaluated and are being prepared for contract.

BACKGROUND: The City is responsible for the acquisition of all temporary and permanent easements necessary for the construction of Phase II. On October 7, 2010, the City Council approved a resolution establishing temporary and permanent easements acquired from the owners of the apartment building located at 903 East 2nd Street. That agreement provided for the city to construct and pay for the parking lot improvements being lost as a part of the Project. Bids for this project were opened on July 25th and the low bid was accepted by the City Council on August 4th. On August 18th, City Council approved the contract and bond for the Project. The Project is now complete and the final cost is of the project is \$675.00 lower than the contract amount as a result of changes made during construction.

RECOMMENDATION/RATIONALE: It is recommended that City Council approve the attached resolution accepting the work performed on this project by Heuer Construction, Inc., and authorizing the release of the retainage 30 days following the acceptance of the project

BACKUP INFORMATION:

1. Resolution

RESOLUTION NO. _____

**RESOLUTION ACCEPTING COMPLETED WORK PERFORMED UNDER
"2ND STREET APARTMENT PARKING LOT IMPROVEMENTS" CONTRACT
AND RELATED TO THE MAD CREEK LEVEE IMPROVEMENTS PROJECT**

WHEREAS, the City of Muscatine entered into a contract for the project identified as the "2nd Street Apartment Parking Lot Improvements" project with Heuer Construction, Inc. for **\$40,506.20** with one (1) change order deduct of **\$675.00**, for a total of **\$39,831.20**, and

WHEREAS, work under said contract has been completed by Heuer Construction, Inc., and approved and accepted by the City as having met the requirements of the Plans and Specifications adopted by this Council; and

WHEREAS, the amount of **\$1,564.41** is now due and payable to Heuer Construction, Inc., leaving a retainage of **\$1,991.56** which is due and payable to Heuer Construction Inc., within thirty (30) days of approval of this Resolution,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MUSCATINE, IOWA, that the City hereby accepts all work under the Project identified as the "2nd Street Apartment Parking Lot Improvements" and hereby authorizes that payment be made to Heuer Construction, Inc., for **\$1,564.41**, which represents 95% of all work performed under said contract.

BE IT FURTHER RESOLVED that the final retainage payment of **\$1,991.56** be paid to Heuer Construction, Inc., thirty (30) days from the date of the adoption of this Resolution.

PASSED, APPROVED, AND ADOPTED this 20th day of October, 2011.

**CITY COUNCIL OF THE CITY OF
MUSCATINE, IOWA**

ATTEST:

Richard W. O'Brien, Mayor

Gregg Mandsager, City Clerk