F7b

City of Hiawatha

Engineering Department

101 Emmons St., Hiawatha Iowa, 52233-1697
PHONE (319) 393-1515 ext. 511 FAX (319) 393-1516

To: **Mayor and City Council** **Date:** **October 25, 2017**

From: John Bender PE, City Engineer

Re: **Boyson Road Capacity Improvement at North Center Point and I-380**

Description: Statement of Final Completion and Acceptance

Report:

See attached Statement of Final Completion and Acceptance and Release of Claims form. This project is substantially complete is ready for final acceptance by the Council. The total cost of the project is $67,985.93.

Recommendation:

Engineering recommends acceptance of this project.

If you need any further information, please let me know.

1 **Statement of Final Completion and Owner's Acceptance of the Work**

Iowa Guide 34a

Iowa Instruction 1942-A

STATEMENT OF FINAL COMPLETION AND OWNER'S ACCEPTANCE OF THE WORK

PROJECT:

Boyson Road Capacity Improvements

at North Center Point Road & I-380

DESIGN ENGINEER /ARCHITECT:

Hall and Hall Engineers Inc.

OWNER:

City of Hiawatha, IOWA

CONTRACTOR:

Rathje Construction Inc.

I, the undersigned City Engineer do hereby state that:

1. The construction provided for pursuant to CONTRACT DOCUMENTS including all approved amendments and Change Orders, hereafter called the WORK between the OWNER and CONTRACTOR has been completed and to the best of my knowledge and belief, is in substantial compliance with the provisions of the CONTRACT DOCUMENTS.

2. The final payment authorized hereto and made a part hereof is a complete and accurate summary of the WORK performed in accordance with the CONTRACT DOCUMENTS.

3. The total cost of the WORK as completed is **$67,985.93**.

I recommend, under the provisions of the CONTRACT DOCUMENTS, that the WORK be accepted and that the final payment be made according to the contract documents.

City Engineer

By _____ Date October 24, 2017

The CONTRACTOR shall guarantee materials and equipment furnished and construction performed by providing a PERFORMANCE BOND which shall remain in full force and effect for a period of four years from date of acceptance by OWNER.

Accepted By CONTRACTOR

By Mary L. Rathje, Sec

Title Secretary

Date 10/25/17

Accepted BY OWNER

By _____

Title William Bennett, Mayor

Date _____

(4-7-97) SPN 508

1

Release of Claims

(Iowa Guide 7c)
A

Iowa Instruction 1942-

RELEASE OF CLAIMS

CONTRACTOR, on behalf of itself, its subsidiaries, its affiliated entities, and each of their partners, respective shareholders, directors, officers, employees, agents, and attorneys and their predecessors, successors, and assigns (collectively "CONTRACTOR") hereby waives, releases and discharges OWNER, its officers, directors, employees and agents from and all actions, causes of action, claims and liabilities of any kind which in any manner arise from, relate to or are involved by CONTRACTOR's WORK on the PROJECT (Boyson Road Capacity Improvements at North Center Point Road and I-380) as defined by the CONTRACT DOCUMENTS. The waived, released and discharged actions, causes of action, claims and liabilities shall be forever barred once CONTRACTOR accepts final payment.

CONTRACTOR: **(Rathje Construction Inc.)**

By: Mary L. Rathje, Sec

Name: Mary L. Rathje, Secretary
PRINT

Title: Owner

Date: 10/25/17

OWNER: **(CITY OF HIAWATHA, Iowa)**

By: _____

Name: William Bennett
PRINT

Title: Mayor

Date: _____

(4-7-97) SPN 508

DRAFT

RESOLUTION NO. 17-
City Council

RESOLUTION ACCEPTING THE FY 2017-2018 BOYSON ROAD CAPACITY IMPROVEMENTS PROJECT AT NORTH CENTER POINT ROAD AND I-380

WHEREAS, the City Council of the City of Hiawatha contracted with Rathje Construction Co., of Marion, Iowa for the FY 2017-2018 Boyson Road Capacity Improvements Project at North Center Point Road and I-380, and

WHEREAS, the City Engineer inspected the work covered by the Public Improvement Contract between the City of Hiawatha and Rathje Construction Co. on the FY 2017-2018 Boyson Road Capacity Improvements Project at North Center Point Road and I-380, and certified the contract work was substantially completed on September 11, 2017, and

WHEREAS, the City of Hiawatha has received recommendation from the City Engineer for acceptance of the FY 2017-2018 Boyson Road Capacity Improvements Project at North Center Point Road and I-380, and

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HIAWATHA, IOWA to accept the public improvement contract work in connection with the 2017-2018 Boyson Road Capacity Improvements Project at North Center Point Road and I-380, and direct the City Engineer to sign the Certification of Completion.

AYES:
NAYS:
ABSENT:

PASSED AND APPROVED this 1st day of November, 2017.

_____
Bill Bennett, Mayor

ATTEST:

_____
Kelly Kornegor, City Clerk