
DATE February 22, 2010

APPROVING COMPLETION AND ACCEPTANCE OF THE PRIVATE CONSTRUCTION
CONTRACT FOR BUILDING IMPROVEMENTS, 100 45TH STREET,
BETWEEN BAKER GROUP AND THE ACADEMY

WHEREAS, on May 19, 2008 under Roll Call No. 08-856, the City Council approved a private construction contract in the amount of \$982,930.00, between Baker Group, Bernard J Baker III, President, 4224 Hubbell Avenue, Des Moines, IA, 50317-4508 - as Contractor, and The Academy, 924 Polk Boulevard, Des Moines, IA, 50312 - as Owner, for construction of Building Improvements described as construction of tenant improvements by The Academy to the old Science Center Building located at 100 45th Street, Des Moines IA including construction of classrooms and offices along with new mechanical systems and electrical upgrades on the first level only, installation of an automatic fire sprinkler on both levels of the building, and site work consisting of the addition of two ADA parking stalls and new sidewalks, and granted permission to the parties of said contract to construct these improvements in accordance with the contract documents and subject to the inspection and approval of the Des Moines City Engineer.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the attached report of the Des Moines City Engineer concurring with the certification from the project architect, D. Bryan Shiffler, A.I.A., Shiffler Associates Architects PLC, 4717 Grand Avenue, Des Moines, Iowa, that the construction of said Building Improvements described as construction of tenant improvements by The Academy to the old Science Center Building located at 100 45th Street, Des Moines IA including construction of classrooms and offices along with new mechanical systems and electrical upgrades on the first level only, installation of an automatic fire sprinkler on both levels of the building, and site work consisting of the addition of two ADA parking stalls and new sidewalks, Activity ID 11-2008-014, have been completed in substantial compliance with the contract documents between Baker Group and The Academy, which were approved under Roll Call No. 08-856, dated May 19, 2008; and also concurring with the Parks Department recommendation acknowledging the completion and recommending the acceptance of the construction of said Building Improvements, be received and filed; and that completion of said Building Improvements described as construction of tenant improvements by The Academy to the old Science Center Building located at 100 45th Street, Des Moines IA including construction of classrooms and offices along with new mechanical systems and electrical upgrades on the first level only, installation of an automatic fire sprinkler on both levels of the building, and site work consisting of the addition of two ADA parking stalls and new sidewalks, are hereby acknowledged and that said Building Improvements are hereby accepted.

★ Roll Call Number

Agenda Item Number

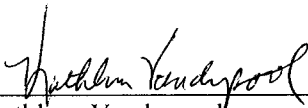
//

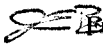
DATE February 22, 2010

Activity ID 11-2008-014

Moved by _____ to adopt.

FORM APPROVED:


Kathleen Vanderpool
Deputy City Attorney

 Funding Source: All project costs are to be paid by the Owner(s), The Academy

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				
MOTION CARRIED		APPROVED		
Mayor				

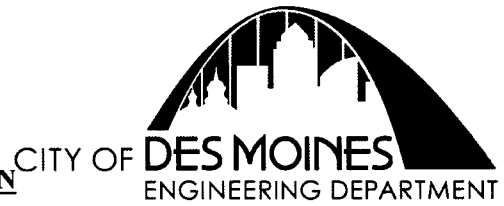
I, Diane Rauh, City Clerk of said City Council, hereby certify that at a meeting of the City Council, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

City Clerk

February 22, 2010

CERTIFICATION OF COMPLETION



AGENDA HEADING:

Approving completion and recommending acceptance of the Private Construction Contract for Building Improvements 100 45th Street, between Baker Group and The Academy.

SYNOPSIS:

Approve the Jurisdictional Engineer's Certification of Completion, acknowledge the completion and accept construction of said improvement.

FISCAL IMPACT:

Amount: \$982,930.00 As-Built Contract Cost

Funding Source: No Cost to the City of Des Moines; all costs are to be paid by the Owner, The Academy

CERTIFICATION OF COMPLETION:

On May 19, 2008, under Roll Call No. 08-856, the City Council approved a private construction contract in the amount of \$982,930.00, between Baker Group, Bernard J Baker III, President, 4224 Hubbell Avenue, Des Moines, IA 50317-4508 - as Contractor, and The Academy, 924 Polk Boulevard, Des Moines, IA, 50312 - as Owner, for construction of Building Improvements described as construction of tenant improvements by The Academy to the old Science Center Building located at 100 45th Street, Des Moines IA including construction of classrooms and offices along with new mechanical systems and electrical upgrades on the first level only, installation of an automatic fire sprinkler on both levels of the building, and site work consisting of the addition of two ADA parking stalls and new sidewalks, and granted permission to the parties of said contract to construct these improvements in accordance with the contract documents and subject to the inspection and approval of the Des Moines City Engineer.

Construction of the improvements began in May 2008. The project was completed in substantial compliance with the plans and specifications in accordance with the attached November 5, 2008 certification from the project architect, D. Bryan Shiffler, A.I.A., Shiffler Associates Architects PLC, 4717 Grand Avenue, Des Moines, Iowa. The permanent Certificate of Occupancy was issued by the City of Des Moines Permit and Development Center on December 18, 2008, a copy is also attached.

Staff has continued to work with The Academy to obtain the required certifications and record documents, and on January 27, 2010 received the final record document from The Academy. Parks Department Staff has inspected the improvements and submitted the attached letter recommending acceptance.

I hereby concur with the certification from D. Bryan Shiffler that the construction of said Building Improvements described as construction of tenant improvements by The Academy to the old Science Center Building located at 100 45th Street, Des Moines IA including construction of classrooms and offices along with new mechanical systems and electrical upgrades on the first level only, installation of an automatic fire sprinkler on both levels of the building, and site work consisting of the addition of two ADA parking stalls and new sidewalks, Activity ID 11-2008-014, has been completed in substantial compliance with the contract documents between Baker Group and The Academy, which were approved under Roll Call No. 08-856, dated May 19, 2008. I also concur with the Parks Department recommendation that the above Building Improvements are complete and should be accepted.



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

11

S H I F F L E R
ARCHITECTS P.C.
A S S O C I A T E S

November 5, 2008

David Phillips
The Academy
111 45th Street
Des Moines, Iowa 50312

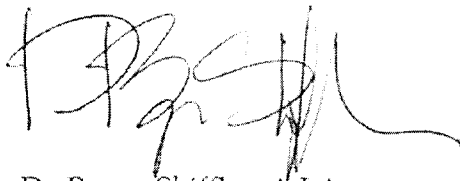
Re: The Academy Substantial Completion

Dear David,

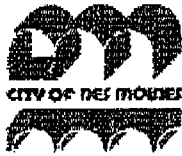
Per your request this letter documents that the construction on the former Science Center of Iowa, now know as The Academy and located at 100 45th Street, has been completed in substantial compliance with the approved plans and specifications.

Should you need further clarification on this issue, please let me know.

Sincerely,



D. Bryan Shiffler, A.I.A.



Permanent

CERTIFICATE OF OCCUPANCY
and Certificate of Zoning Compliance

THIS CERTIFICATE MUST BE POSTED IN A CONSPICUOUS PLACE ON THE PREMISES

PURSUANT TO THE REQUIREMENTS OF THE MUNICIPAL CODE OF THE CITY OF DES MOINES, THE PROPERTY IDENTIFIED BELOW MAY BE LEGALLY USED IN THE MANNER DESCRIBED.

STREET ADDRESS: 100 45TH STREET

LEGAL DESCRIPTION: N 14.64A E 1/2 W 1/2 & N 12.41A S 26.83A E 1/2 W 1/2 & W 1/2 W
1/2 N OF RR ROW SE 1/4 SEC 12-78-25

This certificate is issued pursuant to the requirements of the Municipal Code of the City of Des Moines and other applicable ordinances certifying that at the time of issuance this structure is in compliance with the adopted construction codes and zoning ordinances for the uses and work specified in the following project.

PRJ2008-00253

BLD2008-00836

Building Code: 2006

Building Use: School/Day Care

Zoning: R1-80

Occ Group 1 E

Construction 1 2-B

Occ Load 1: 516

BOA Docket Number:

This property and/or building may legally be used for:

School: Academy, 1st floor only

No change of use may be made at this location unless a new Certificate of Occupancy is granted for such use and no change in this building or land may be made without first consulting the Permit And Development Office.

SPECIAL CONDITIONS:

//

This certificate is issued pursuant to the requirements of the Municipal Code of the City of Des Moines and other applicable ordinances certifying that at the time of issuance this structure is in compliance with the adopted construction codes and zoning ordinances for the uses and work specified in the following project.

PRJ2008-00253

ELE2008-00704

Building Code:
Occ Group 1
Construction 1

Building Use:

Zoning: R1-80

BOA Docket Number:

This property and/or building may legally be used for:

School: Academy, 1st floor only

No change of use may be made at this location unless a new Certificate of Occupancy is granted for such use and no change in this building or land may be made without first consulting the Permit And Development Office.

SPECIAL CONDITIONS:

This certificate is issued pursuant to the requirements of the Municipal Code of the City of Des Moines and other applicable ordinances certifying that at the time of issuance this structure is in compliance with the adopted construction codes and zoning ordinances for the uses and work specified in the following project.

PRJ2008-00253

MEC2008-00756

Building Code:
Occ Group 1
Construction 1

Building Use:

Zoning: R1-80

BOA Docket Number:

This property and/or building may legally be used for:

School: Academy, 1st floor only

No change of use may be made at this location unless a new Certificate of Occupancy is granted for such use and no change in this building or land may be made without first consulting the Permit And Development Office.

SPECIAL CONDITIONS:

This certificate is issued pursuant to the requirements of the Municipal Code of the City of Des Moines and other applicable ordinances certifying that at the time of issuance this structure is in compliance with the adopted construction codes and zoning ordinances for the uses and work specified in the following project.

PRJ2008-00253

PLM2008-01162

Building Code:
Occ Group 1
Construction 1

Building Use:

Zoning: R1-80

BOA Docket Number:

This property and/or building may legally be used for:

School: Academy, 1st floor only

No change of use may be made at this location unless a new Certificate of Occupancy is granted for such use and no change in this building or land may be made without first consulting the Permit And Development Office.

SPECIAL CONDITIONS:

This certificate is issued pursuant to the requirements of the Municipal Code of the City of Des Moines and other applicable ordinances certifying that at the time of issuance this structure is in compliance with the adopted construction codes and zoning ordinances for the uses and work specified in the following project.

PRJ2008-00253

PRJ2008-00253

Building Code:
Occ Group 1
Construction 1

Building Use:

Zoning: R1-80

BOA Docket Number:

This property and/or building may legally be used for:

School: Academy, 1st floor only

No change of use may be made at this location unless a new Certificate of Occupancy is granted for such use and no change in this building or land may be made without first consulting the Permit And Development Office.

SPECIAL CONDITIONS:



Building Official:

Date: 12/18/2008

Issued To:

Owner

CITY OF DES MOINES
400 ROBERT D RAY DR
DES MOINES IA 50309-1813

Date FEB 22 2010

Agenda Item 11

Roll Call #



February 12, 2010

Jeb Brewer
City Engineer

Re: The Academy building

On February 4, 2010, Parks and Recreation Department staff led by Ben Page and Andrew Hennesy inspected the improvements completed at The Academy building, 100 45th Street, and have determined that they have been completed in substantial compliance with the plans and specifications on file in the City Engineer's Office.

Sincerely,

A handwritten signature in black ink that reads "Dm Tripp". The signature is written in a cursive, flowing style.

Donald M. Tripp
Park and Recreation Director

Cc: Andrew Hennesy