

DATE May 4, 2009

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR CHESTERFIELD GREENHOUSES EVAPORATIVE COOLING SYSTEM, AIR-CON MECHANICAL, CORP.**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the attached report of the Jurisdictional Engineer, showing the cost of the construction of the Chesterfield Greenhouses Evaporative Cooling System, 11-2008-010, in accordance with the contract approved between Air-Con Mechanical, Corp., James M. Shaffer, President, 3121 SE 14th Street, Des Moines, IA 50320, under Roll Call No. 08-1620, of September 8, 2008, and the City of Des Moines, and recommending the acceptance thereof, be and the same is hereby approved, and accepted, and

BE IT FURTHER RESOLVED: That \$35,020.00 is the total cost, of which \$0.00 has been paid the Contractor, and \$33,269.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$1,751.00 is to be paid at the end of thirty days, provided no claims or liens have been filed against said contract. In the event that at the end of said thirty (30) day period, claims are on file as herein provided, the City of Des Moines shall continue to retain from said unpaid funds, a sum not less than double the total amount of all claims on file, or the full Chapter 573 Code of Iowa retainage amount, whichever is lesser.

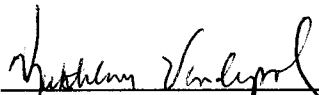
BE IT FURTHER RESOLVED: That the Engineering Department be and is hereby authorized and directed to notify all persons and firms with outstanding Chapter 573 claims against said project, that the project has been given final acceptance as completed by this City Council, that they have 60 days from such acceptance within which to initiate suit to collect on their claims, and that if suit is not commenced within that time, the City of Des Moines will be required to release the retainage which it is now holding.

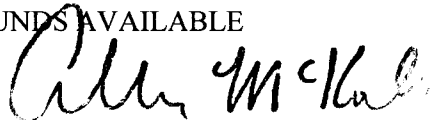
BE IT FURTHER RESOLVED: That the Des Moines Finance Director be and is hereby authorized to release said retainage if suit is not filed as above provided.

Moved by \_\_\_\_\_ to adopt.

FORM APPROVED:


FUNDS AVAILABLE

  
\_\_\_\_\_

  
\_\_\_\_\_

Kathleen Vanderpool  
Deputy City Attorney

Allen McKinley  
Des Moines Finance Director

 Funding Source: 2009-2010 CIP, Page Parks-13, Greenhouses at Chesterfield, PKS161, G. O. Bonds

**Roll Call Number**

**Agenda Item Number**

★ .....

\_\_\_\_\_ **13** \_\_\_\_\_

**Date** ..... May 4, 2009 .....

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
<b>TOTAL</b>				

**CERTIFICATE**

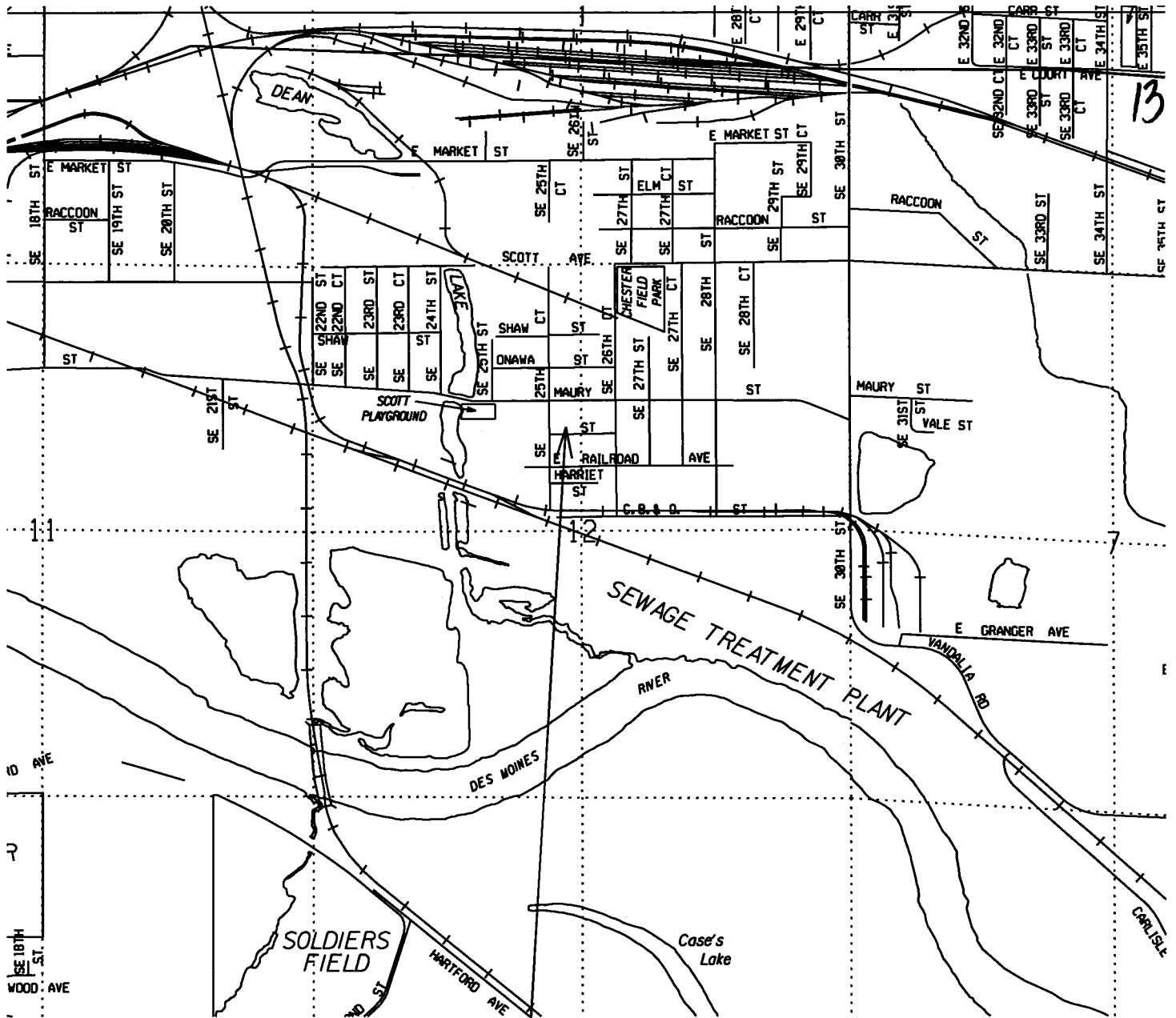
I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

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

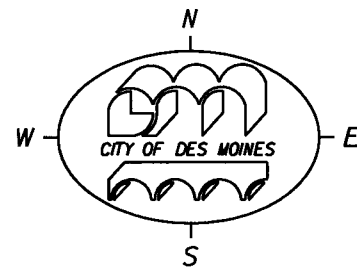
MOTION CARRIED APPROVED

\_\_\_\_\_ Mayor

\_\_\_\_\_ City Clerk



PROPERTY  
LOCATION



# CHESTERFIELD GREENHOUSES EVAPORATIVE COOLING SYSTEM

11-2008-010

# PROJECT SUMMARY

## Chesterfield Greenhouses Evap Cooling

### Activity ID 11-2008-010

On September 8, 2008, by Roll Call Number 08-1620, the City Council awarded the contract for the above improvement to Air-Con Mechanical Corporation, in the amount of \$33,900.00 for the construction of an evaporative cooling system in the greenhouses at 2501 SE Maury Street, Des Moines, Iowa.

Tabulated below is a history of project change orders.

<u>Change Order No.</u>	<u>Description</u>	<u>Initiated By</u>	<u>Amount</u>
1	3/11/2009 Add float valves to 3 tanks	User	\$1,120.00
<b>Original Contract Amount</b>			\$33,900.00
<b>Total Change Orders</b>			\$1,120.00
<b>Percent of Change Orders to Original Contract</b>			3.30%
<b>Final Contract Amount</b>			\$35,020.00

May 4, 2009

**CERTIFICATION OF COMPLETION**



**AGENDA HEADING:**

Accepting completed construction and approving final payment for the Chesterfield Greenhouses Evaporative Cooling System, Air-Con Mechanical, Corp..

**SYNOPSIS:**

Approve the Jurisdictional Engineer's Certification of Completion, accept construction of said improvement, and authorize final payment to the contractor.

**FISCAL IMPACT:**

Amount: \$35,020.00 As-Built Contract Cost

Funding Source: 2009-2010 CIP, Page Parks-13, Greenhouses at Chesterfield, PKS161, G. O. Bonds

**CERTIFICATION OF COMPLETION:**

On September 8, 2008, under Roll Call No. 08-1620, the City Council awarded a contract to Air-Con Mechanical, Corp., James M. Shaffer, President, 3121 SE 14th Street, Des Moines, IA 50320 for the construction of the following improvement:

Chesterfield Greenhouses Evaporative Cooling System, 11-2008-010

The improvement includes construction of an evaporative cooling system in accordance with the contract documents to be added to the Chesterfield Greenhouses located at 2501 SE Maury Street, Des Moines, Iowa

I hereby certify that the construction of said Chesterfield Greenhouses Evaporative Cooling System, Activity ID 11-2008-010, has been completed in substantial compliance with the terms of said contract, and I hereby recommend that the work be accepted. The work commenced on January 26, 2009, and was completed on April 2, 2009.

I further certify that \$35,020.00 is the total cost of said improvement, of which \$0.00 has been paid the Contractor and \$33,269.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$1,751.00 is to be paid at the end of thirty days, provided no claims or liens have been filed against said contract. In the event that at the end of said thirty (30) day period, claims are on file as herein provided, the City of Des Moines shall continue to retain from said unpaid funds, a sum not less than double the total amount of all claims on file, or the full Chapter 573 Code of Iowa retainage amount, whichever is lesser. The amount of completed work is shown on the attached Estimate of Construction Completed.



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

