

DATE December 17, 2012

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR POLICE STATION WINDOW REPLACEMENT, STRONG TOWER CONSTRUCTION, LLC DBA KOCH CORPORATION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the attached report of the Des Moines City Engineer, showing the cost of the construction of the Police Station Window Replacement, 10-2009-016, in accordance with the contract approved between Strong Tower Construction, LLC dba Koch Corporation, Benjamin Feinn, CEO, 1131 Logan Street, Louisville, KY 40204, under Roll Call No. 11-0746, of April 25, 2011, and the City of Des Moines, and recommending the acceptance thereof, be and the same is hereby approved, and accepted, and

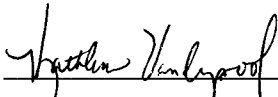
BE IT FURTHER RESOLVED: That \$862,909.00 is the total cost, of which \$862,909.00 has been paid the Contractor, and \$0.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$0.00 is to be paid at the end of thirty days, with funds retained for unresolved claims on file in accordance with Iowa Code Chapter 573.

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.

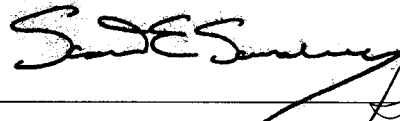
Moved by \_\_\_\_\_ to adopt.

FORM APPROVED:


FUNDS AVAILABLE

  
\_\_\_\_\_

Kathleen Vanderpool  
Deputy City Attorney

  
\_\_\_\_\_

Scott E. Sanders  
Des Moines Finance Director

Funding Source: 2012-2013 CIP, Page Building - 5, Energy Conservation, BLD110, Being: \$659,912 in Department of Energy, Energy Efficiency and Conservation Block Grant, with a transfer of \$76,878 from  Police Facility Improvements, Page Building-14, BLD062 to BLD110, and the remaining the local share of the grant being \$126,119 in G. O. Bonds

DE-SC0003333/002

★ Roll Call Number

Agenda Item Number

10 D

DATE December 17, 2012

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

\_\_\_\_\_  
Mayor

**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.

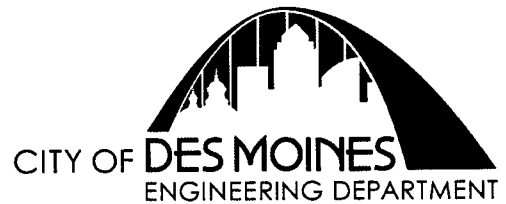
\_\_\_\_\_  
City Clerk

**PROJECT SUMMARY**  
**Police Station Window Replacement**  
**Activity ID 10-2009-016**

On April 25, 2011, under Roll Call No. 11-0746, the Council awarded the contract for the above improvements to Strong Tower Construction, LLC dba Koch Corporation, in the amount of \$763,200.00. Tabulated below is a history of project change orders.

<b>Change Order No.</b>	<b>Initiated By</b>	<b>Description</b>	<b>Amount</b>
1	City	10/18/2011 Add exterior trim stops at windows with masonry infill and paint infill.	\$11,905.00
2	Contractor	1/18/2012 Add window trim, metal sill plate, and insulation to cell wing windows; add obscure window film.	\$23,958.00
3	Contractor	1/25/2012 Remove and abate hazardous material at windows in jail cell wing.	\$12,115.00
4	Contractor	1/31/2012 Add exterior frame stops; reinstall existing window treatments; change Window SF11 to SF6.	\$24,666.00
5	Contractor	11/15/2012 Remove existing concrete block and reframe openings for new replacement windows.	\$21,115.00
6	Contractor	11/19/2012 Provide additional wall anchors and framing to replacement window openings. Add painted wood trim.	\$5,950.00
<b>Original Contract Amount</b>			\$763,200.00
<b>Total Change Orders</b>			\$99,709.00
<b>Percent of Change Orders to Original Contract</b>			13.06%
<b>Total Contract Amount</b>			\$862,909.00

December 17, 2012



**CERTIFICATION OF COMPLETION**

**AGENDA HEADING:**

Accepting completed construction and approving final payment for the Police Station Window Replacement, Strong Tower Construction, LLC dba Koch Corporation.

**SYNOPSIS:**

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

**FISCAL IMPACT:**

Amount: \$862,909.00 As-Built Contract Cost

Funding Source: 2012-2013 CIP, Page Building - 5, Energy Conservation, BLD110, Being: \$659,912 in Department of Energy, Energy Efficiency and Conservation Block Grant, with a transfer of \$76,878 from Police Facility Improvements, Page Building-14, BLD062 to BLD110, and the remaining the local share of the grant being \$126,119 in G. O. Bonds

**CERTIFICATION OF COMPLETION:**

On April 25, 2011, under Roll Call No. 11-0746, the City Council awarded a contract to Strong Tower Construction, LLC dba Koch Corporation, Benjamin Feinn, CEO, 1131 Logan Street, Louisville, KY 40204 for the construction of the following improvement:

Police Station Window Replacement, 10-2009-016

The improvement includes the abatement of asbestos containing exterior window caulk, removal of the existing exterior aluminum framed windows, installation of new thermally broken aluminum framed windows with 1" insulating glass, aluminum framed doors with 1" insulating glass, removal, tagging and reinstallation of existing interior metal slat window blinds. Add Alternate No. 1 includes the removal of existing aluminum framed windows and installation of new thermally broken aluminum framed windows with 1" insulating glass in a portion of the building's east elevation. All work is to be performed in accordance with the contract documents including Plan File Nos. 511-70/79 at the Police Station, 25 East 1st. Street, Des Moines, Iowa

I hereby certify that the construction of said Police Station Window Replacement, Activity ID 10-2009-016, 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 October 8, 2011, and was completed on December 11, 2012.

I further certify that \$862,909.00 is the total cost of said improvement, of which \$862,909.00 has been paid the Contractor and \$0.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$0.00 is to be paid at the end of thirty days, with funds retained for unresolved claims on file in accordance with Iowa Code Chapter 573. The amount of completed work is shown on the attached Estimate of Construction Completed.

A handwritten signature in black ink that reads "Jeb E. Brewer". The signature is written in a cursive style with a long horizontal flourish at the end.

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



# AIA Document G702™ - 1992

## Application and Certificate for Payment

TO OWNER: PROJECT: Des Moines Police Station  
 City of Des Moines 400 Robert D. Ray Dr.  
 400 East 1st Street  
 Des Moines, IA 50309-1891  
 VIA ARCHITECT:  
 Mark Dinges  
 400 Robert D. Ray Dr.  
 Des Moines, IA 50309-1891

APPLICATION NO: 13  
 PERIOD TO: 12/6/2012  
 CONTRACT FOR: Des Moines Police Station  
 CONTRACT DATE:  
 PROJECT NOS: 2678 / /  
 INVOICE NO: 8263

Distribution to:  
 OWNER   
 ARCHITECT   
 CONTRACTOR   
 FIELD   
 OTHER

CONTRACTOR'S APPLICATION FOR PAYMENT  
 Application is made for payment, as shown below, in connection with the Contract.  
 AIA Document G703™, Continuation Sheet, is attached.

1. ORIGINAL CONTRACT SUM ..... \$ 763,200.00  
 2. NET CHANGE BY CHANGE ORDERS ..... \$ 99,709.00  
 3. CONTRACT SUM TO DATE (Line 1 + 2) ..... \$ 862,909.00  
 4. TOTAL COMPLETED & STORED TO DATE (Column G on G703) ..... \$ 862,909.00  
 5. RETAINAGE:

a. % of Completed Work  
 (Columns D + E on G703) \$ 0.00  
 b. % of Stored Material  
 (Column F on G703) \$ 0.00

Total Retainage (Lines 5a + 5b, or Total in Column I of G703) ..... \$ 0.00

6. TOTAL EARNED LESS RETAINAGE ..... \$ 862,909.00  
 (Line 4 minus Line 5 Total)  
 7. LESS PREVIOUS CERTIFICATES FOR PAYMENT ..... \$ 862,909.00  
 (Line 6 from prior Certificate)

8. CURRENT PAYMENT DUE ..... \$ 0.00  
 9. BALANCE TO FINISH, INCLUDING RETAINAGE  
 (Line 3 minus Line 6) \$ 0.00

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	\$ 99,709.00	\$ 0.00
Total approved this month	\$ 0.00	\$ 0.00
TOTAL	\$ 99,709.00	\$ 0.00
NET CHANGES by Change Order	\$ 99,709.00	\$ 0.00

CAUTION: You should sign an original AIA Contract Document on which this text appears in RED. An original assures that changes will not be obscured.

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# AIA Document G703™ - 1992

## Continuation Sheet

AIA Document G702™-1992, Application and Certificate for Payment, or G732™-2009, Application and Certificate for Payment, Construction Manager as Adviser Edition, containing Contractor's signed certification is attached.  
 In tabulations below, amounts are in US dollars.  
 Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NO: 13  
 APPLICATION DATE: 12/5/2012  
 PERIOD TO: 12/6/2012  
 ARCHITECT'S PROJECT NO: 2678

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		E THIS PERIOD	F MATERIALS PRESENTLY STORED (Not in D or E)	G TOTAL COMPLETED AND STORED TO DATE (D+E+F)	% (G ÷ C)	BALANCE TO FINISH (C - G)	I RETAINAGE (If variable rate)
			FROM PREVIOUS APPLICATION (D + E)							
10	Bond	7,908.00	7,908.00	0.00	0.00	0.00	7,908.00	100	0.00	0.00
20	Field Measure	7,000.00	7,000.00	0.00	0.00	0.00	7,000.00	100	0.00	0.00
30	Shop Drawings / Submittals	28,000.00	28,000.00	0.00	0.00	0.00	28,000.00	100	0.00	0.00
40	Mobilization	20,000.00	20,000.00	0.00	0.00	0.00	20,000.00	100	0.00	0.00
50	General Conditions	39,000.00	39,000.00	0.00	0.00	0.00	39,000.00	100	0.00	0.00
60	Window Material	459,282.00	459,282.00	0.00	0.00	0.00	459,282.00	100	0.00	0.00
70	Window Labor	180,000.00	180,000.00	0.00	0.00	0.00	180,000.00	100	0.00	0.00
80	Door Material	18,100.00	18,100.00	0.00	0.00	0.00	18,100.00	100	0.00	0.00
90	Door Labor	2,910.00	2,910.00	0.00	0.00	0.00	2,910.00	100	0.00	0.00
100	Close-out	1,000.00	1,000.00	0.00	0.00	0.00	1,000.00	100	0.00	0.00
	<b>Change Orders</b>									
110	Change Order No. 1	11,905.00	11,905.00	0.00	0.00	0.00	11,905.00	100	0.00	0.00
120	Change Order No. 2	23,958.00	23,958.00	0.00	0.00	0.00	23,958.00	100	0.00	0.00
130	Change Order No. 3	12,115.00	12,115.00	0.00	0.00	0.00	12,115.00	100	0.00	0.00
140	Change Order No. 4	24,666.00	24,666.00	0.00	0.00	0.00	24,666.00	100	0.00	0.00
150	Change Order No. 5	21,115.00	21,115.00	0.00	0.00	0.00	21,115.00	100	0.00	0.00
160	Change Order No. 6	5,950.00	5,950.00	0.00	0.00	0.00	5,950.00	100	0.00	0.00
		<u>99,709.00</u>	<u>99,709.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>99,709.00</u>	<u>100</u>	<u>0.00</u>	<u>0.00</u>
	<b>GRAND TOTAL</b>	<b>862,909.00</b>	<b>862,909.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>862,909.00</b>	<b>100</b>	<b>0.00</b>	<b>0.00</b>

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