



DATE October 24, 2016

**APPROVING COMPLETION AND ACCEPTANCE OF THE PRIVATE CONSTRUCTION
CONTRACT FOR PAVING AND SIGNALIZATION IMPROVEMENTS, 313 WALNUT STREET,
BETWEEN THE WEITZ COMPANY, LLC AND DES MOINES PERFORMING ARTS**

WHEREAS, on June 23, 2014 under Roll Call No. 14-0936, the City Council approved a private construction contract in the amount of \$169,393.00, between The Weitz Company, LLC, Leonard Martling, President, CEO, 5901 Thornton Avenue, Des Moines, IA, 50321 - as Contractor, and Des Moines Performing Arts, Jeff Chelesvig, President & CEO, 221 Walnut Street, Des Moines, IA, 50309 - as Owner, for construction of Paving and Signalization Improvements described as including construction and installation of traffic signals and wayfinding signs at 3rd Street & Locust Street and 3rd Street & Walnut Street, and at 4th Street & Walnut Street, relocation of an existing WRA flow meter, and associated electrical work and surface concrete restoration, all in accordance with the contract documents including Plan File Nos. 540-062/076, 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 acknowledging the completion and recommending the acceptance of the construction of said Paving and Signalization Improvements in the amount of \$169,393.00, which have been constructed in substantial compliance with the contract documents between The Weitz Company, LLC and Des Moines Performing Arts, which were approved under Roll Call No. 14-0936, dated June 23, 2014, be received and filed; and that completion of said Paving and Signalization Improvements described as including construction and installation of traffic signals and wayfinding signs at 3rd Street & Locust Street and 3rd Street & Walnut Street, and at 4th Street & Walnut Street, relocation of an existing WRA flow meter, and associated electrical work and surface concrete restoration, all in accordance with the contract documents including Plan File Nos. 540-062/076, is hereby acknowledged and that said Paving and Signalization Improvements are hereby accepted.

★ **Roll Call Number**

Agenda Item Number

10

DATE October 24, 2016

Activity ID 06-2014-100

Moved by _____ to adopt.

FORM APPROVED:



Kathleen Vanderpool
Deputy City Attorney

ACE Funding Source: All project costs are to be paid by the Owner(s), Des Moines Performing Arts

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|----------------|------|------|------|--------|
| COWNIE | | | | |
| COLEMAN | | | | |
| GATTO | | | | |
| GRAY | | | | |
| HENSLEY | | | | |
| MOORE | | | | |
| WESTERGAARD | | | | |
| TOTAL | | | | |

MOTION CARRIED

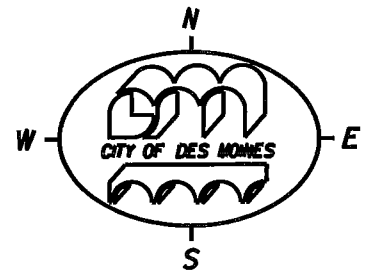
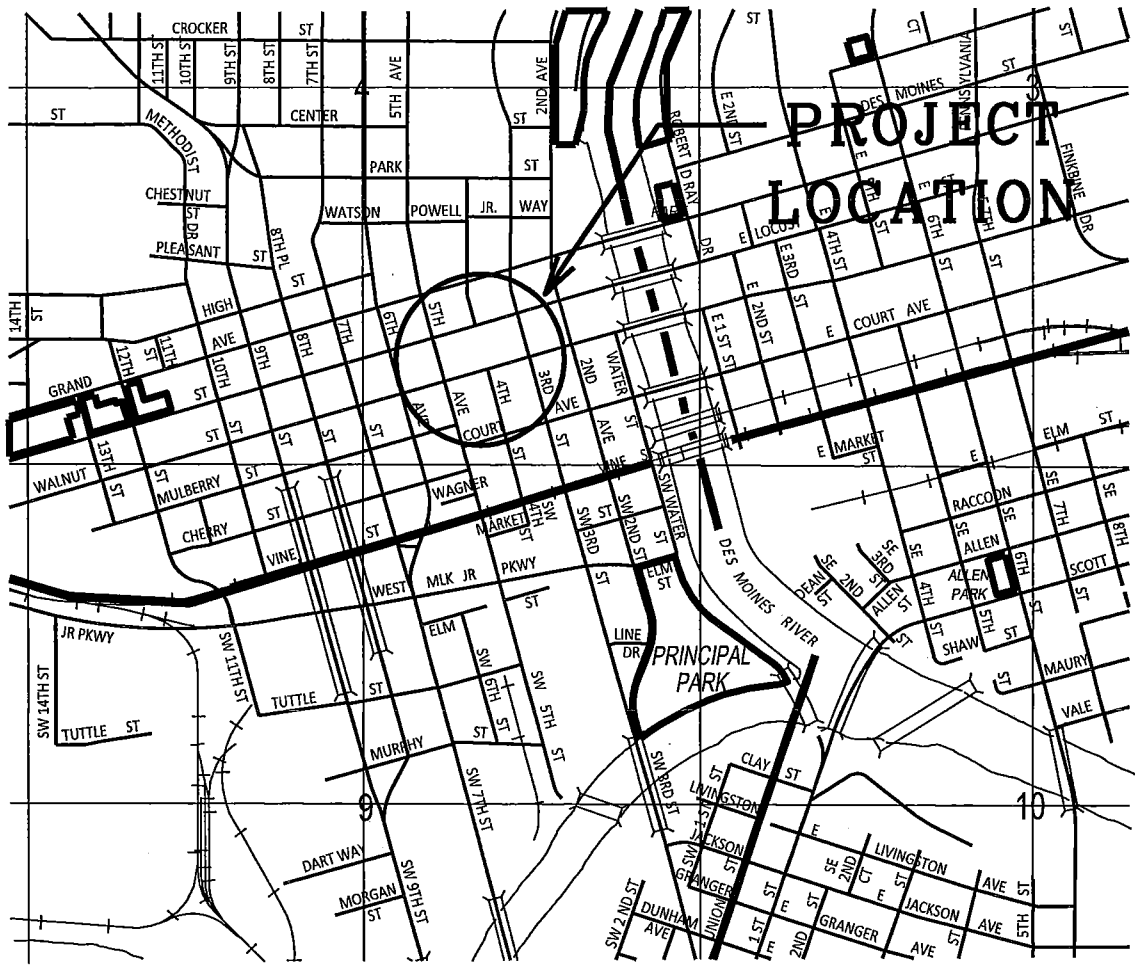
APPROVED

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



COWLES COMMONS
313 WALNUT STREET
ACTIVITY ID 06-2014-100

October 24, 2016



CERTIFICATION OF COMPLETION

AGENDA HEADING:

Approving completion and recommending acceptance of the Private Construction Contract for Paving and Signalization Improvements 313 Walnut Street, between The Weitz Company, LLC and Des Moines Performing Arts.

SYNOPSIS:

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

FISCAL IMPACT:

Amount: \$169,393.00 As-Built Contract Cost

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

CERTIFICATION OF COMPLETION:

On June 23, 2014, under Roll Call No. 14-0936, the City Council approved a private construction contract in the amount of \$169,393.00, between The Weitz Company, LLC, Leonard Martling, President, CEO, 5901 Thornton Avenue, Des Moines, IA 50321 - as Contractor, and Des Moines Performing Arts, Jeff Chelesvig, President & CEO, 221 Walnut Street, Des Moines, IA, 50309 - as Owner, for construction of Paving and Signalization Improvements described as including construction and installation of traffic signals and wayfinding signs at 3rd Street & Locust Street and 3rd Street & Walnut Street, and at 4th Street & Walnut Street, relocation of an existing WRA flow meter, and associated electrical work and surface concrete restoration, all in accordance with the contract documents including Plan File Nos. 540-062/076, 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.

I hereby certify that the construction of said Paving and Signalization Improvements described as including construction and installation of traffic signals and wayfinding signs at 3rd Street & Locust Street and 3rd Street & Walnut Street, and at 4th Street & Walnut Street, relocation of an existing WRA flow meter, and associated electrical work and surface concrete restoration, all in accordance with the contract documents including Plan File Nos. 540-062/076, Activity ID 06-2014-100, has been completed in substantial compliance with the contract documents between The Weitz Company, LLC and Des Moines Performing Arts, which were approved under Roll Call No. 14-0936, dated June 23, 2014 and I hereby recommend that the above Paving and Signalization Improvements be accepted.

I further certify that the amount of completed Paving and Signalization Improvements is \$169,393.00.

Pamela S Cooksey PE

Pamela S. Cooksey, P.E.
Des Moines City Engineer

ESTIMATE OF CONSTRUCTION COMPLETED
FINAL

Project Name Cowles Commons: west of 3rd Street between Loc Activity ID 06-2014-100
Street Walnut Plan No. 540-062/076
From 313 To 313 Date October 6, 2016

| ITEM | DESCRIPTION | ESTIMATED UNITS | UNITS CONSTRUCTED TO DATE | BID UNIT PRICE | AMOUNT |
|-------------------------|------------------------------------|-----------------|---------------------------|----------------|---------------------|
| 1 | Cowles Commons: west of 3rd Street | 1 | 1 | LS | \$169,393.00 |
| Total Construction Cost | | | | | <u>\$169,393.00</u> |

PREPARED BY _____