

Date October 9, 2017

**APPROVING ACCEPTANCE OF PUBLIC SANITARY AND STORM SEWER
IMPROVEMENTS RELATED TO THE CITY HALL PARKING GARAGE**

WHEREAS, by Roll Call No. 16-0636 of April 11, 2016, the City Council of the City of Des Moines, Iowa, approved the Lease Purchase Agreement between the City of Des Moines and 101 East Grand Parking, LLC (the “Lessor”) and West Bank relating to the construction and acquisition of a multi-story public parking garage located in the vicinity of East Second Street; and

WHEREAS, in accordance with Article III Section 3.1(a)(ii) of said Lease Purchase Agreement, requires construction of Sewer Improvements, of which the public portion of the sanitary and storm sewers are to become public sewers when accepted by the City of Des Moines; and

WHEREAS, the City Engineer recommends the acceptance of the public portions of said Sewer Improvements constructed in accordance with Plan File Nos. 563-108/110 and that the Maintenance Bond amount for said public portions of the Sewer Improvements should be in the amount of \$225,000.00.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa:

1. That that the attached report of the Des Moines City Engineer acknowledging the completion of the construction of said public storm and sanitary sewers, included in the Sewer Improvements related to the City Hall Parking Garage located at 402 E. 2nd Street, in substantial compliance with Plan File Nos. 563-108/110 is hereby received and filed.

★ Roll Call Number

Agenda Item Number

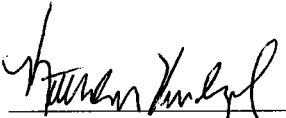
50 A

Date.. October 9, 2017

2. That the completion of said public portions of the Sewer Improvements described as public sanitary and storm sewer improvements in Plan File Nos. 563-108/110 related to the City Hall Parking Garage located at 402 E. 2nd Street is hereby acknowledged.
3. That said public portions of the Sewer Improvements described and identified in the Plan File Nos. 563-108/110 related to the City Hall Parking Garage located at 402 E. 2nd Street are hereby accepted as public sewers on the Commencement Date, as set forth in the LPA, which is anticipated to be October 10, 2017.

Moved by _____ to adopt.

FORM APPROVED:



 Kathleen Vanderpool
 Deputy City Attorney

Activity ID 07-2016-105, 08-2016-112 and 14-2016-015

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

MOTION CARRIED APPROVED

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.

_____ Mayor

_____ City Clerk

Department of Engineering
City of Des Moines, Iowa



File: 14-2016-015
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FINAL PROJECT ACCEPTANCE

Activity ID 08-2016-112 and 07-2016-015^{105 and 14-2016-015} Contract No.
Title 402 E. 2nd St, Parking Ramp Storm & Sanitary Sewer Improvements
Plan File ~~578-016/036~~ Bond No 106513135
563 108 110

Contractor _____ Owner _____ Bonding Company _____
Ryan Companies Travelers Casualty and Surety Company of America
1275 NW 128th Street, Suite 150 One Tower Square
Clive, IA 50325 Hartford, CT 06183

As Built Survey Requested _____ By _____

As Built Survey Completed _____ By _____ Note Numbers _____

Notice to Proceed Issued _____ Actual Start Date 7/18/2016

Scheduled Start Date 7/18/2016 Field Const Completion 9/1/2017

Completion Requirement not later than October 31, 2017 Project & File Completion 9/1/2017

Certifications:

We hereby certify that we have inspected and reviewed the construction, the as built survey and the final quantities. We further certify that to the best of our knowledge this project has been constructed in reasonably close conformity to applicable plans, specifications, contract, revisions and change orders with the following exceptions listed on the back of this report.

Construction Inspections Supervisor *Walter M. McBurnie* Date 9-1-17

Project Engineer *[Signature]* Date 9-1-2017

Chief Design Engineer *[Signature]* Date 09/05/2017

I hereby certify that I have reviewed this project for compliance with the City of Des Moines Contract Compliance Program and Davis-Bacon Act and/or related acts, if applicable, and to the best of my knowledge this project is in compliance except for the exceptions listed on the back of this report.

Administration Technician _____ Date _____

Project and cost accounting files were reviewed. Final project cost reports, project acceptance, and assessments, where applicable, have been initiated.

Deputy City Engineer - Administrative Services *[Signature]* Date 9-13-17