

Agenda Item Number

12-I(A)

DATE December 3, 2018

APPROVING PRIVATE CONSTRUCTION CONTRACT BETWEEN ALLIANCE CONSTRUCTION GROUP, LLC AND HRC NFS I, LLC FOR PAVING IMPROVEMENTS IN GRAY'S STATION PLAT 2 \$78,963.20

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the attached contract documents for a Private Construction Contract in the amount of \$78,963.20 between Alliance Construction Group, LLC, Dustin Jones, President, 3000 S.E. Grimes Blvd., Suite 800, Grimes, IA, 50111 - as Contractor, and HRC NFS I, LLC, Rick Tollackson, President and CEO, 6900 Westown Parkway, West Des Moines, IA, 50266 - as Owner, for construction of Paving Improvements described as paving improvements to serve Gray's Station Plat 2, as shown on Plan File Numbers 598-001/064, that are located on property previously owned by River Point West, LLC and now owned by the City of Des Moines, Iowa, which property is as legally described in attached Exhibits D-1 and D-2, which improvements and property were excluded from the Private Construction Contract for construction of paving improvements between Owner and Contractor dated October 22, 2018, be and the same are hereby approved and permission be and is hereby granted to the parties of said contract to construct said Paving Improvements in accordance with said contract documents all contingent upon and subject to:

- Receipt of Private Construction Contracts prepared by the Legal Department, and bond approved as to form by the Legal Department, fees due with submission of Private Construction Contract, and certificate of insurance acceptable to the Engineering Department; and
- 2. Inspection and approval of the Des Moines City Engineer.

BE IT FURTHER RESOLVED that the City will not accept ownership of the Improvements, as defined in the Private Construction Contract, until the City Council has determined that the following conditions have been met:

- 1. All conditions set forth in the Private Construction Contract have been met; and
- 2. Owner and Contractor have complied with any additional testing requirements and made all repairs determined necessary by the City Engineer for acceptance of the Improvements; and
- 3. The necessary permanent property interest from River Point West, L.L.C. have been acquired to construct all improvements described to serve Gray's Station Preliminary Plat 2, as shown on Plan File Numbers 598-001/064; and
- 4. HRC NFS I, LLC has completed construction of the additional paving improvements which are included in a Private Construction Contract approved by the City on October 22, 2018; and
- 5. The City Engineer recommends acceptance of the Improvements to the City Council; and
- 6. Council has accepted by resolution the paving improvements constructed pursuant to the Private Construction Contract approved by the City on October 22, 2018.

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Agenda Item Number

12.I(A)

DATE	December 3, 2018	

Activity ID: 06-2019-107

Moved by	to adopt.	

FORM APPROVED:

Kathleen Vanderpool Deputy City Attorney

Funding Source: All project costs are to be paid by the Owner(s), HRC NFS I, LLC

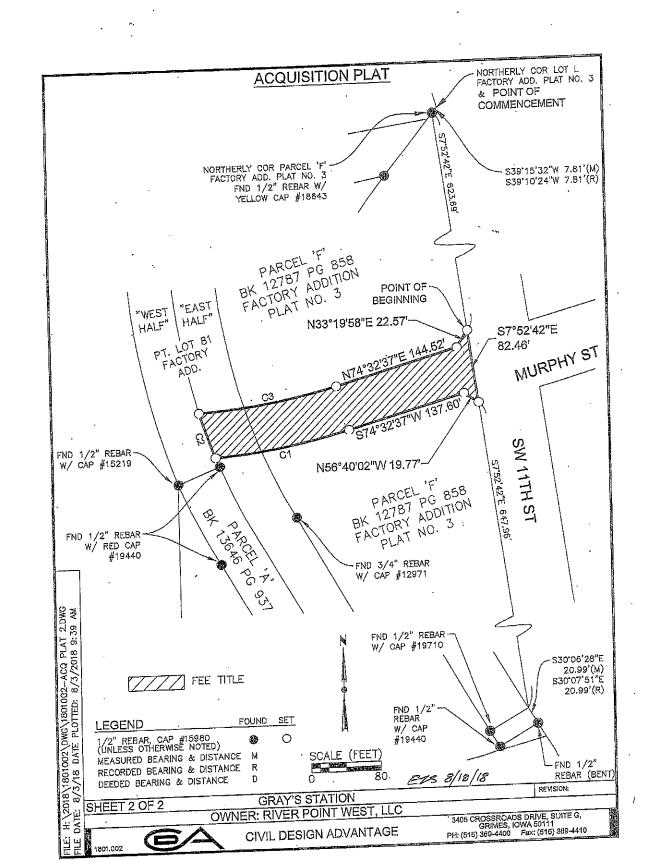
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COWNIE				
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MANDELBAUM				
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MOTION CARRIED				APPROVED
	-			Mayo

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

EXHIBIT "D-1" Survey of Murphy Street Right-of-Way



INDEX LEGEND

PARCEL 'F', FACTORY ADD. PLAT NO. 3, PT. LOT 81, FACTORY ADD., DES MOINES LOCATION:

REQUESTOR: CITY OF DES MOINES

RIVER POINT WEST LLC 233 PARK AVE STE 201 MINNEAPOLIS MN 55416-1112 PROPRIETOR:

MICHAEL A. BROONER SURVEYOR:

SURVEYOR CIVIL DESIGN ADVANTAGE COMPANY:

CIVIL DESIGN ADVANTAGE 3405 SE CROSSROADS DRIVE, SUITE G CRIMES, IOWA 50111 PH: 515-369-4400 RETURN TO:

ACQUISITION PLAT

OF PROPERTY BEING CONVEYED TO THE CITY OF DES MOINES

AREA SUMMARY 0.38 ACRES (16,525 S.F.) TAX PARCEL PT 020/01041-004-011 DATE OF SURVEY FEBRUARY, 2018 REVISED

AUGUST, 2018

PT 020/01091-005-005

A PART OF PARCEL 'F' OF FACTORY ADDITION PLAT 3, AN OFFICIAL PLAT, AS SHOWN ON PLAT OF SURVEY RECORDED IN BOOK 12787, PAGE 858 AND A PART OF LOT 81, FACTORY ADDITION, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK AND TOWN AND COUNTY, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHERLY CORNER OF LOT 'L', SAID FACTORY ADDITION PLAT NO. 3, AN OFFICIAL PLAT; THENCE SOUTH 39 (DEGREES) 15 (MINUTES) 32" (SECONDS) WEST, 7.81 FEET TO THE NORTHERLY CORNER OF SAID PARCEL 'F'; THENCE SOUTH 7'52'42" EAST ALONG THE EASTERLY LINE OF SAID PARCEL 'F', 623.69 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING SOUTH 07'52'42" EAST ALONG SAID EASTERLY LINE, 82.46 FEET; THENCE NORTH 56'40'02" WEST, 19.77 FEET; THENCE SOUTH 74'32'37" WEST, 137.60 FEET; THENCE WESTERLY ALONG A CURVE CONCAVE NORTHERLY WHOSE RADIUS IS 776.00 FEET, WHOSE ARC LENGTH IS 155.12 FEET AND WHOSE CHORD BEARS SOUTH 80'16'13" WEST, 154.86 FEET TO A POINT ON THE WEST LINE OF THE "EAST HALF" OF SAID LOT 81; THENCE NORTHERLY ALONG SAID WEST LINE AND A CURVE CONCAVE EASTERLY WHOSE RADIUS IS 716.25. FEET, WHOSE ARC, LENGTH IS 54.09 FEET AND WHOSE CHORD BEARS NORTH 19'22'17" WEST, 54.08 FEET; THENCE EASTERLY ALONG A CURVE CONCAVE NORTHERLY WHOSE RADIUS IS 724.00 FEET, WHOSE ARC LENGTH IS 159.05 FEET AND WHOSE CHORD BEARS NORTH 80'50'14" EAST, 158.73 FEET; THENCE NORTH 74'32'37" EAST, 144.52 FEET; THENCE NORTH 33'19'58" EAST, 22.57 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.38 ACRES (16,525 SQUARE FEET).

CURVE DATA

CURVE	DATA				
CURVE		RADIUS	LENGTH	BEARING	CHORD
C1	11'27'11"	776.00	155.12	S80'16'13"W	154.86'
C2				N19°22'17"W	
				N80'50'14"E	

3/8/18 E75



I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED SURVEY WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM DULY UCENSED PROFESSIONAL LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2018 PAGES OR SHEETS COVERED BY THIS SEAL:

SHEETS 1-2

SHEET 1 OF 2

GRAY'S STATION

REVISION:

OWNER: RIVER POINT WEST, LLC

3405 CROSSROADS DRIVE, SUITE G, GRIMES, IOWA 50111 PH: (515) 369-4400 Fax: (515) 369-4410

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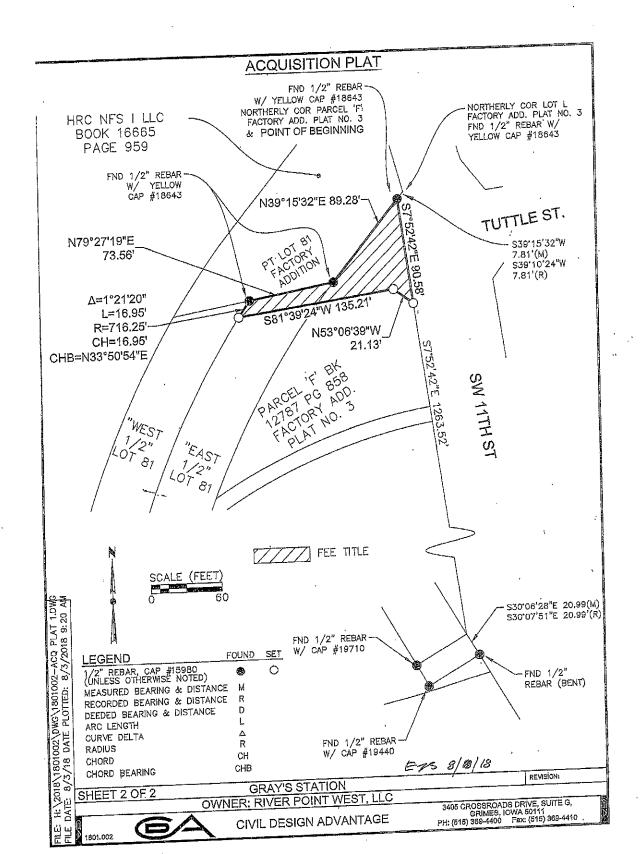
DATE PLOTTED: 8/3/2018

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CIVIL DESIGN ADVANTAGE

EXHIBIT "D-2" . Survey of Tuttle Street Right-of-way



NDEX LEGEND

PARCEL 'F', FACTORY ADD. PLAT NO. 3, LOT 81, FACTORY ADD., DES MOINES

REQUESTOR: CITY OF DES MOINES

RIVER POINT WEST LLC 233 PARK AVE STE 201 MINNEAPOLIS MN 55415--1112

MICHAEL A. BROONER :URVEYOR:

SURVEYOR SOMPANY:

CIVIL DESIGN ADVANTAGE

₹ETURN TO:

CIVIL DESIGN ADVANTAGE 3405 SE CROSSROADS DRIVE, SUITE G GRIMES, IOWA 50111 PH:515-369-4400

ACQUISITION PLAT

OF PROPERTY BEING CONVEYED TO CITY OF DES MOINES

AREA SUMMARY

TAX PARCEL

DATE OF SURVEY FEBRUARY, 2018

0.10 ACRES (4,187 S.F.)

PT 020/01041-004-011 PT 020/01091-005-005

REVISED AUGUST, 2018

LEGAL DESCRIPTION

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E23 8/8/18



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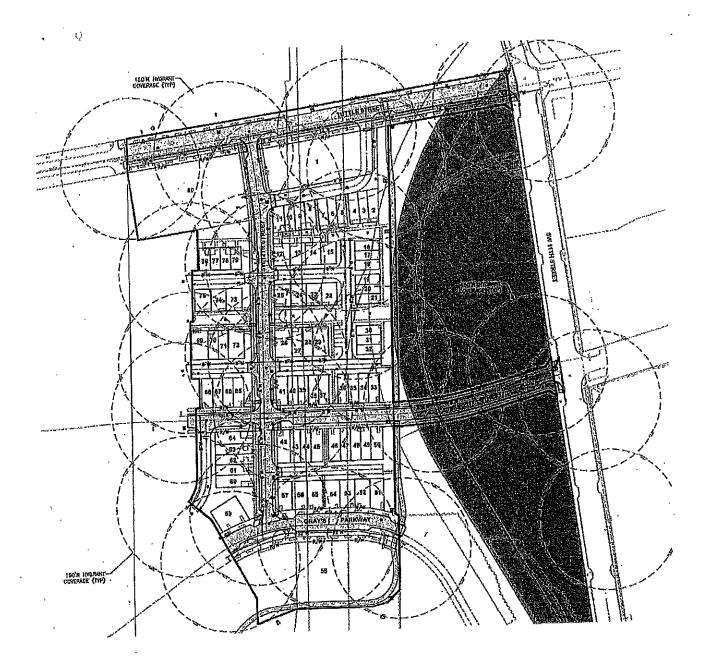
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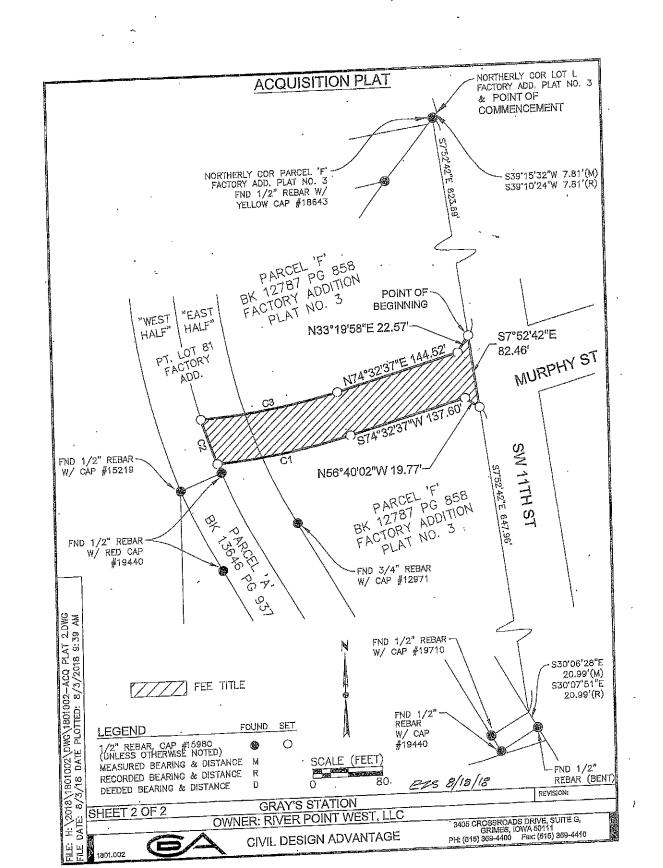
CIVIL DESIGN ADVANTAGE



GRAY'S STATION PRELIMINARY PLAT 2

PAVING IMPOVEMENTS - 06-2019-107 SANITARY SEWER IMPROVEMENTS - 07-2019-108 STORM SEWER IMPROVEMENTS - 08-2019-107

EXHIBIT "D-1" Survey of Murphy Street Right-of-Way



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C1					
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			4 E O O E 3	N80'50'14"E	158.73
С3	12'35'1 4 "	724.00	109.00	1400 00 11 14	

8/8/18 EAS



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SHEETS 1-2

SHEET 1 OF 2

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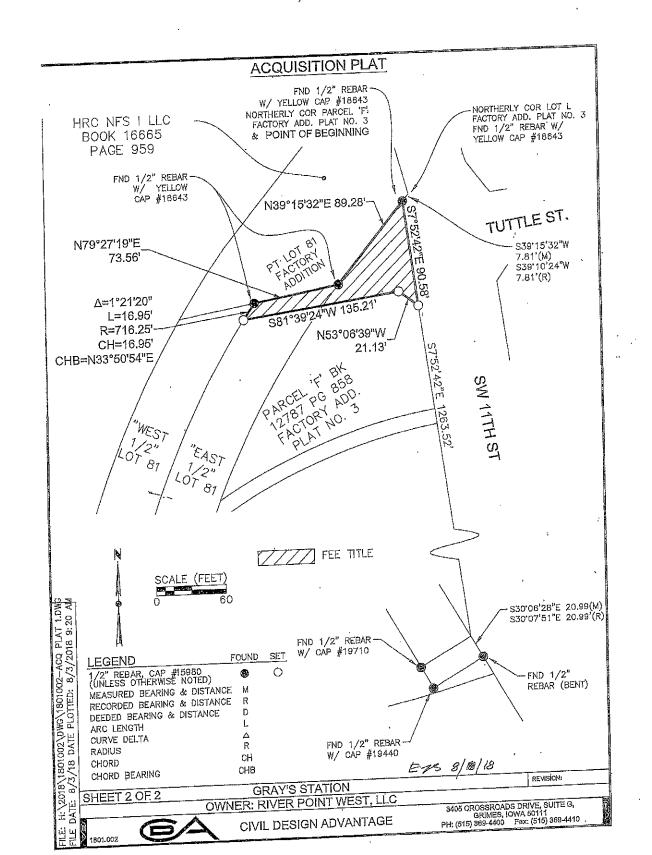
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DATE PLOTTED: 8/3/2018 9:30

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PT 020/01041-004-011 PT 020/01091--005--005

FEBRUARY, 2018 REVISED

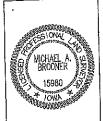
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