

DATE January 27, 2020

APPROVING COMPLETION AND ACCEPTANCE OF THE
STORM SEWER IMPROVEMENTS SET FORTH IN AND CONSTRUCTED
PURSUANT TO SAID PRIVATE CONSTRUCTION CONTRACT, GRAY'S STATION PLAT 2,
BETWEEN MCANINCH CORPORATION AND HRC NFS I, LLC

WHEREAS, on December 3, 2018 under Roll Call No. 18-1980, the City Council approved a private construction contract in the amount of \$28,927.00, between McAninch Corporation, Douglas D. McAninch, President/CEO, 4001 Delaware Avenue, Des Moines, IA, 50313 - 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 Storm Sewer Improvements described as storm sewer 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 improvements and property were excluded from the Private Construction Contract for construction of storm sewer improvements between Owner and Contractor dated September 7, 2018, 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 Storm Sewer Improvements in the amount of \$28,927.00, which have been constructed in substantial compliance with the contract documents between McAninch Corporation and HRC NFS I, LLC, which were approved under Roll Call No. 18-1980, dated December 3, 2018, be received and filed; and that completion of said Storm Sewer Improvements described as storm sewer 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 improvements and property were excluded from the Private Construction Contract for construction of storm sewer improvements between Owner and Contractor dated September 7, 2018, is hereby acknowledged and that said Storm Sewer Improvements are hereby accepted.

★ **Roll Call Number**

Agenda Item Number

44 B4

DATE January 27, 2020

Activity ID 08-2019-107

Moved by _____ to adopt.

FORM APPROVED:



Kathleen Vanderpool
Deputy City Attorney

SLN

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

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|----------------|------|------|------|--------|
| COWNIE | | | | |
| BOESEN | | | | |
| GATTO | | | | |
| GRAY | | | | |
| MANDELBAUM | | | | |
| VOSS | | | | |
| WESTERGAARD | | | | |
| TOTAL | | | | |

MOTION CARRIED

APPROVED

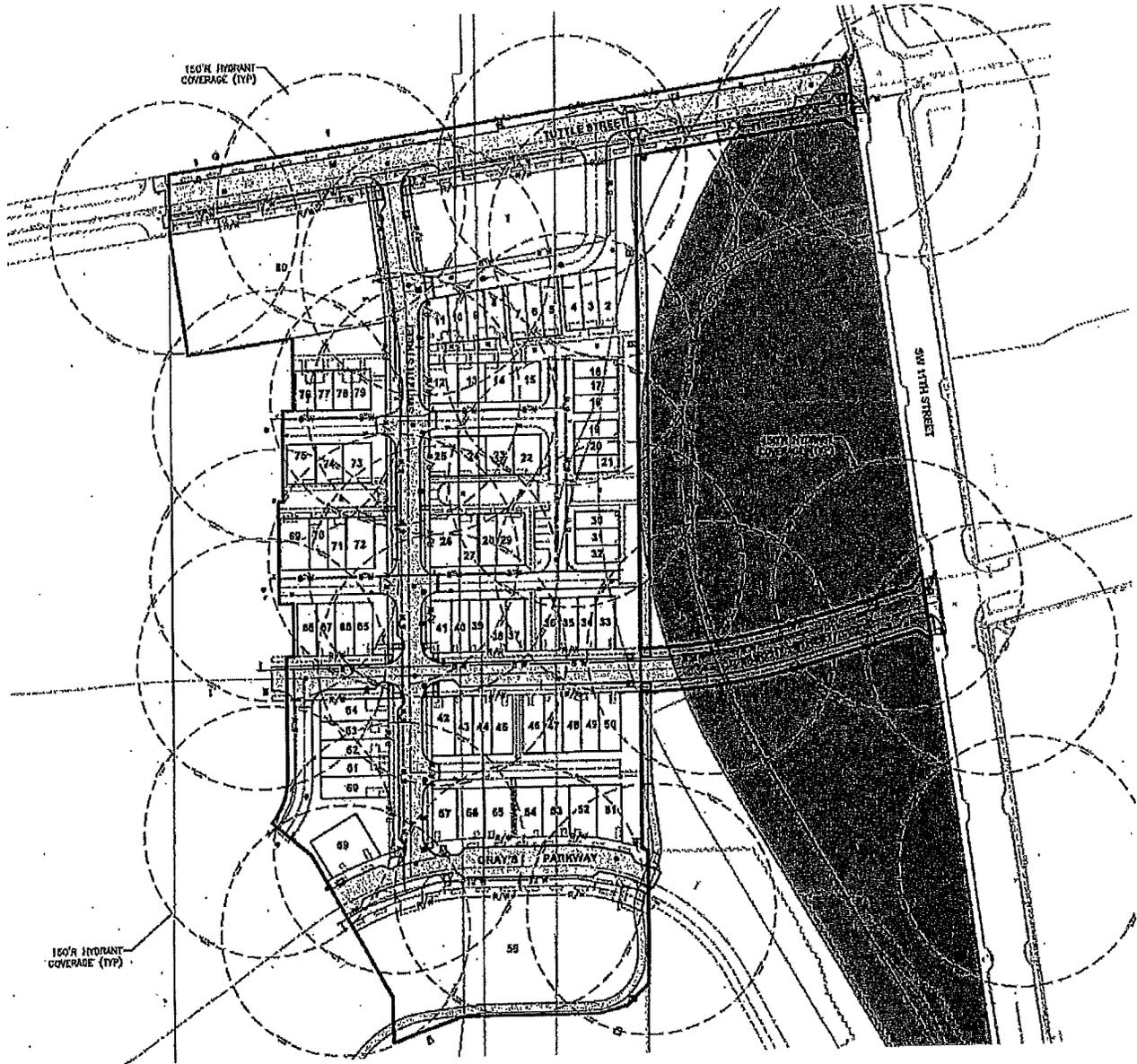
Mayor

I, P. Kay Cmelik, 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

44B4



GRAY'S STATION PRELIMINARY PLAT 2

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

4484

January 27, 2020

CERTIFICATION OF COMPLETION



AGENDA HEADING:

Approving completion and recommending acceptance of the Private Construction Contract for Storm Sewer Improvements Gray's Station Plat 2, between McAninch Corporation and HRC NFS I, LLC.

SYNOPSIS:

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

FISCAL IMPACT:

Amount: \$28,927.00 As-Built Contract Cost

Funding Source: No Cost to the City of Des Moines; all costs are to be paid by the Owner, HRC NFS I, LLC

CERTIFICATION OF COMPLETION:

On December 3, 2018, under Roll Call No. 18-1980, the City Council approved a private construction contract in the amount of \$28,927.00, between McAninch Corporation, Douglas D. McAninch, President/CEO, 4001 Delaware Avenue, Des Moines, IA 50313 - 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 Storm Sewer Improvements described as storm sewer 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 storm sewer improvements between Owner and Contractor dated September 7, 2018, 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 Storm Sewer Improvements described as storm sewer 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 storm sewer improvements between Owner and Contractor dated September 7, 2018, Activity ID 08-2019-107, has been completed in substantial compliance with the contract documents between McAninch Corporation and HRC NFS I, LLC, which were approved under Roll Call No. 18-1980, dated December 3, 2018 and I hereby recommend that the above Storm Sewer Improvements be accepted.

I further certify that the amount of completed Storm Sewer Improvements is \$28,927.00.

A handwritten signature in black ink that reads "Steven L. Naber" followed by a small "P.E." to the right.

Steven L. Naber, P.E.
Des Moines City Engineer

44B4

ESTIMATE OF CONSTRUCTION COMPLETED
FINAL

Project Name Gray's Station Plat 2, Phase 2- Storm Sewer Imp. Activity ID 08-2019-107
Locati west of S.W. 11th Street and north of Dart Way Plan No. 598-001/064
From _____ to _____ Date December 6, 2019

| ITEM | DESCRIPTION | ESTIMATED UNITS | UNITS CONSTRUCTED TO DATE | BID UNIT PRICE | AMOUNT |
|------|------------------|--------------------|---------------------------------|----------------------|--------|
| 1 | Storm Sewer Work | | | | |

Total
Total Construction Cost \$28,927.00

Prepared By 