

DATE February 9, 2009

APPROVING COMPLETION AND ACCEPTANCE OF THE PRIVATE CONSTRUCTION
CONTRACT FOR BRIDGE IMPROVEMENTS, DES MOINES UNION RAILWAY BRIDGE,
BETWEEN LINDNER PAINTING, INC. AND PRINCIPAL LIFE INSURANCE COMPANY

WHEREAS, on September 27, 2004 under Roll Call No. 04-2004, the City Council approved a private construction contract in the amount of \$1,200,000.00, between Lindner Painting, Inc., John R. Puelz, President, 2501 West Denton Road, Lincoln, NE, 68523 - as Contractor, and Principal Life Insurance Company, Mary O'Keefe, Chief Marketing Officer, 711 High Street, Des Moines, IA, 50392 - as Owner, for construction of Bridge Improvements described as removal of existing lead-based coatings on the existing steel, recoating of entire steel structure with specified primer, misc. structural repairs and renovations, and removal of existing railroad ties and timber decking in accordance with the contract documents including Plan File Nos. 442-133/141 on the Des Moines Union Railway Bridge over the Des Moines River south of Court Avenue in Des Moines Iowa, 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 concurring in the certification of completion by Eric M. Lindebak, Safdie Rabines Architects, 1101 Washington Place, San Diego, CA and recommending the acceptance of the construction of said Bridge Improvements in the amount of \$1,437,250.00, which have been constructed in substantial compliance with the contract documents between Lindner Painting, Inc. and Principal Life Insurance Company, which were approved under Roll Call No. 04-2004, dated September 27, 2004, be received and filed; and that completion of said Bridge Improvements described as removal of existing lead-based coatings on the existing steel, recoating of entire steel structure with specified primer, misc. structural repairs and renovations, and removal of existing railroad ties and timber decking in accordance with the contract documents including Plan File Nos. 442-133/141 on the Des Moines Union Railway Bridge over the Des Moines River south of Court Avenue in Des Moines Iowa, is hereby acknowledged and that said Bridge Improvements are hereby accepted.

★ Roll Call Number

09-166

Agenda Item Number

9

DATE February 9, 2009

Activity ID 12-2004-006

Moved by Vlassis to adopt.

FORM APPROVED:

Kathleen Vanderpool
 Kathleen Vanderpool
 Deputy City Attorney

Funding Source: All project costs are to be paid by the Owner(s), Principal Life Insurance Company

JB

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
TOTAL	7			
MOTION CARRIED		APPROVED		
<u>T. M. Franklin Council</u>				
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.

Diane Rauh
 City Clerk