

★ Roll Call Number

11-0501

Agenda Item Number

8

DATE March 28, 2011

APPROVING PRIVATE CONSTRUCTION CONTRACT BETWEEN  
NEUMANN BROTHERS, INC. AND  
BLANK PARK ZOO FOUNDATION, INC.

FOR ZOO IMPROVEMENTS INCLUDING THE QUARANTINE/HOLDING BUILDING, GIBBONS HOLDING  
BUILDING, SEA LION POOL AND THE REMAINDER OF THE AUSTRALIAN ADVENTURE TRAIL AT  
THE BLANK PARK ZOO IN THE AMOUNT OF \$3,873,183.00

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 \$3,873,183.00 between Neumann Brothers, Inc., Marshall G. Linn III, President/CEO, 1435 Ohio Street, Des Moines, IA, 50314 - as Contractor, and Blank Park Zoo Foundation, Inc., Mark R. Vukovich, CEO, 7401 SW 9th Street, Des Moines, IA, 50315 - as Owner, for construction of Zoo Improvements described as construction of the Quarantine/Holding Building, Gibbons Holding Building, Sea Lion Pool, and the remainder of the Australian Trail Adventure in accordance with the contract documents at Blank Park Zoo, 7401 SW 9th Street, Des Moines, Iowa, be and the same are hereby approved.

BE IT FURTHER RESOLVED: That permission be and is hereby granted to the parties of said contract to construct said Zoo Improvements in accordance with said contract documents.

BE IT FURTHER RESOLVED: That this private construction for Zoo improvements including the quarantine/holding building, Gibbons holding building, Sea Lion pool and the remainder of the Australian adventure trail, as well as the private construction contract for the Australian adventure trail approved by the City Council on October 25, 2010, under Roll Call 10-1791, are both intended to be terminated by the Blank Park Zoo Foundation, Inc. and Neumann Brothers, Inc., upon approval by the City Council of a new agreement for lease and management, operation, and maintenance of the Zoo between the City and the Blank Park Zoo Foundation, Inc., which is under negotiation by City staff.

Council Communication Number 11-187 Attached.

★ Roll Call Number

Agenda Item Number

11-0501

8

DATE March 28, 2011

Activity ID: 11-2011-004

Moved by Hensley to adopt.  
FORM APPROVED:

Kathleen Vanderpool  
Kathleen Vanderpool  
Deputy City Attorney

Funding Source: All project costs are to be paid by the Owner(s), Blank Park Zoo Foundation, Inc.

*JEB*

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