



Date March 18, 2024

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR ANIMAL CONTROL FACILITY BID PACKAGE NO. 12 - KENNELS AND CAT CAGES, MIDMARK CORPORATION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the attached report of the Des Moines City Engineer, showing the cost of the construction of the Animal Control Facility Bid Package No. 12 - Kennels and Cat Cages, Activity ID 102022013, in accordance with the contract approved between Midmark Corporation, Jon Wells, President & CEO, 60 Vista Drive, Versailles, OH, 45380, under Roll Call No. 22-0741, of May 09, 2022, and the City of Des Moines, and recommending the acceptance thereof, be and the same is hereby approved, and accepted.

BE IT FURTHER RESOLVED: That \$758,000.00 is the total cost, of which \$735,260.00 has been paid the Contractor, and \$0.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$22,740.00 is to be paid at the end of thirty days, with funds retained for unresolved claims on file in accordance with Iowa Code Chapter 573.

BE IT FURTHER RESOLVED: That the Director of Finance be and is hereby authorized to release said retainage if suit is not filed as above provided.

Moved by \_\_\_\_\_ to adopt. Second by \_\_\_\_\_

FORM APPROVED:

FUNDS AVAILABLE:

s/Kathleen Vanderpool

Nickolas J. Schaul

Kathleen Vanderpool  
Deputy City Attorney

Nickolas J. Schaul  
Director of Finance



Funding Source: 2023-24 CIP, Page 60, Animal Control Facility, BL130, Being: General Obligation Bonds, Private Grant, Road Use Tax

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN				
COLEMAN				
GATTO				
MANDELBAUM				
VOSS				
WESTERGAARD				
TOTAL				

MOTION CARRIED APPROVED

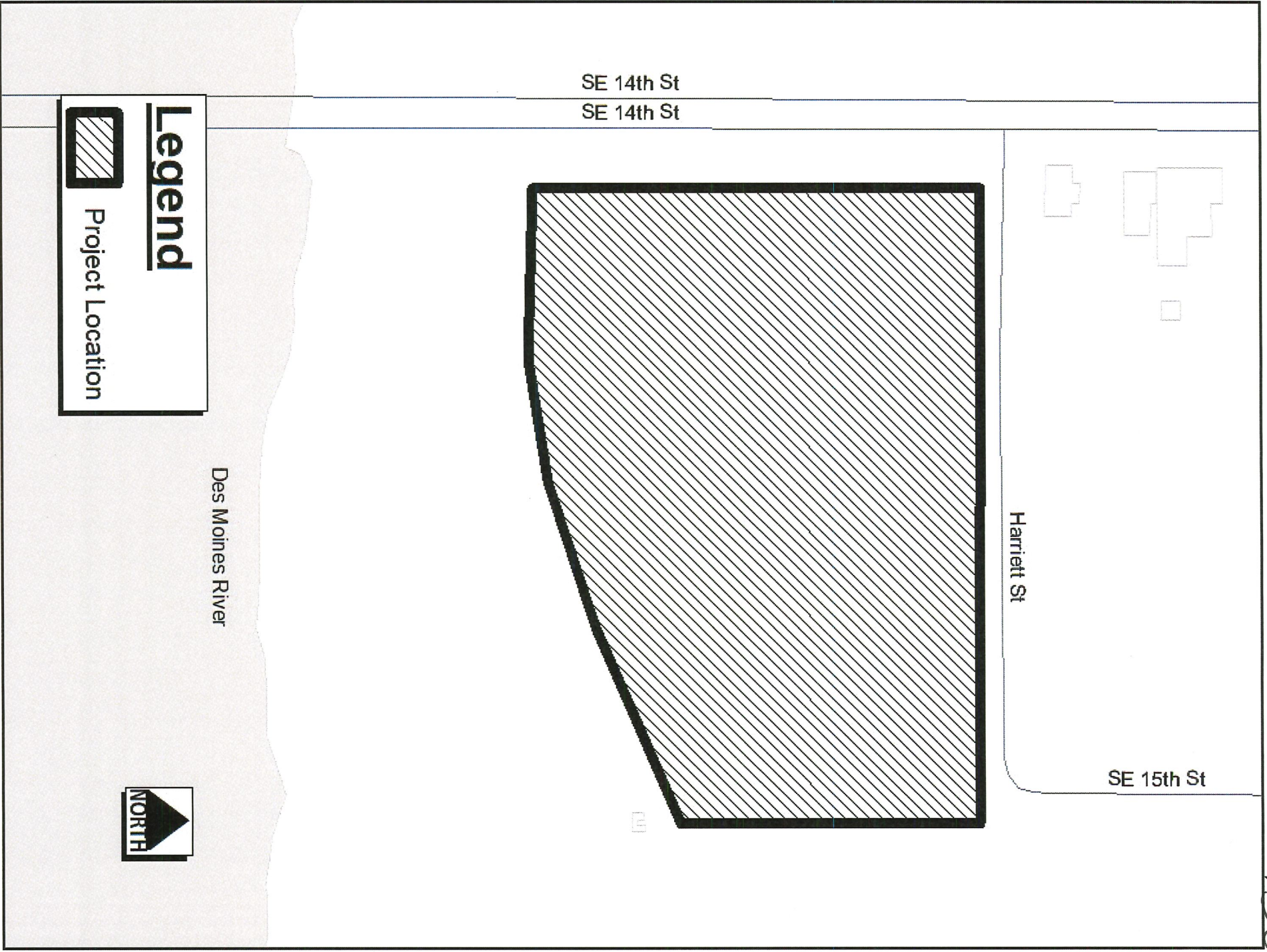
\_\_\_\_\_  
Mayor

**CERTIFICATE**

I, Laura Baumgartner, 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.

\_\_\_\_\_  
City Clerk



SE 14th St  
SE 14th St

SE 15th St

Harriett St

Des Moines River

**Legend**



Project Location



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Department of Engineering  
City of Des Moines, Iowa



March 18, 2024

**CERTIFICATION OF COMPLETION**

**AGENDA HEADING:**

Accepting completed construction and approving final payment for the Animal Control Facility Bid Package No. 12 - Kennels and Cat Cages, Midmark Corporation.

**SYNOPSIS:**

Approve the Engineer's Certification of Completion, accept construction of said improvement, and authorize final payment to the contractor.

**FISCAL IMPACT:**

Amount: \$758,000.00 As-Built Contract Cost

Funding Source: 2023-24 CIP, Page 60, Animal Control Facility, BL130, Being: General Obligation Bonds, Private Grant, Road Use Tax

**CERTIFICATION OF COMPLETION:**


On May 9, 2022, under Roll Call No. 22-0741, the City Council awarded a contract to Midmark Corporation, Jon Wells, President & CEO, 60 Vista Drive, Versailles, OH 45380 for the construction of the following improvement:

Animal Control Facility Bid Package No. 12 - Kennels and Cat Cages, 102022013

The improvement includes new construction of an approximately 21,900 square feet animal care and control facility which includes animal intake and service areas, adoption service areas, animal housing, veterinary clinic with surgery, and drive-thru sally port; design consists of brick masonry base, metal panel and cedar siding, glazed aluminum storefront and windows; wall structure consists of perimeter bearing stud walls and internal steel columns and bearing concrete masonry walls; floor structure is concrete slab-on-grade; roof structure is metal roof joists and decking; roofing system is a single-ply fully adhered membrane on low slope roof areas; Portland Cement Concrete (PCC) parking lots, PCC sidewalks, sanitary sewer, sanitary sewer manholes, water main, fiber and conduit, chain link fenced outdoor dog runs, surface restoration, and other incidental items; all in accordance with the contract documents associated with Bid Package No. 12 – Kennels and Cat Cages, including Plan File No. 633-001/218, located at 1441 Harriet Street, Des Moines, Iowa

I hereby certify that the construction of said Animal Control Facility Bid Package No. 12 - Kennels and Cat Cages, Activity ID 102022013, has been completed in substantial compliance with the terms of said contract, and I hereby recommend that the work be accepted. The work commenced on July 11, 2022, and was completed on February 8, 2024.

I further certify that \$758,000.00 is the total cost of said improvement, of which \$735,260.00 has been paid the Contractor and \$0.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$22,740.00 is to be paid at the end of thirty days, with funds retained for unresolved claims on file in accordance with Iowa Code Chapter 573. The amount of completed work is shown on the attached Estimate of Construction Completed.

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

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ENGINEERING DEPARTMENT  
CITY OF DES MOINES, IOWA



ESTIMATE OF CONSTRUCTION COMPLETED

FINAL PAYMENT - PARTIAL PAYMENT NO. 3

PROJECT: ANIMAL CONTROL FACILITY BID PACKAGE #12-Kennels & Cat Cages  
CONTRACTOR: MIDMARK CORPORATION

Proj No: N/A  
Activity ID: 10-2022-013  
Date: 02/15/2024

LINE NO.	DESCRIPTION	UNIT	UNITS			UNIT PRICE	TOTAL AMOUNT
			ESTIMATED	AUTHORIZED	CONSTRUCTED TO DATE		
1	MOBILIZATION	LS	1.000	1.000	1.000	35,000.000	\$35,000.00
2	CONSTRUCTION	LS	1.000	1.000	1.000	723,000.000	\$723,000.00
TOTAL CONTRACT AMOUNT PLUS CHANGE ORDERS (NO CHANGE ORDERS)			\$758,000.00				
PARTIAL PAYMENT NO. 1			\$661,734.00				
PARTIAL PAYMENT NO. 2			\$73,526.00				
THIS PARTIAL PAYMENT			\$0.00				
TOTAL PARTIAL PAYMENTS			\$735,260.00				
BALANCE			\$22,740.00				
			100%				

TOTAL	\$758,000.00
RETAINAGE	\$22,740.00
TOTAL LESS RETAINAGE	\$735,260.00
LESS PREVIOUS PAYMENT	\$735,260.00
AMOUNT DUE	\$0.00

PREPARED BY: John Kudva

CHECKED BY: [Signature]

FINAL PAYMENT - PARTIAL PAYMENT NO. 3