

★ Roll Call Number

Agenda Item Number

14-0120

12B

DATE January 27, 2014

APPROVING COMPLETION AND ACCEPTANCE OF THE PRIVATE CONSTRUCTION
CONTRACT FOR STORM SEWER IMPROVEMENTS, 602 CHERRY STREET,
BETWEEN ELDER CORPORATION AND THE WEITZ COMPANY, LLC

WHEREAS, on July 25, 2011 under Roll Call No. 11-1274, the City Council approved a private construction contract in the amount of \$35,216.00, between Elder Corporation, Jared R. Elder II, President, 5088 E. University Avenue, Des Moines, IA, 50327 - as Contractor, and The Weitz Company, LLC, Leonard Martling, President, CEO, 5901 Thornton Avenue, Des Moines, IA, 50321 - as Owner, for construction of Storm Sewer Improvements described as Storm sewer construction and modifications at the DART Transit Hub, 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 \$35,216.00, which have been constructed in substantial compliance with the contract documents between Elder Corporation and The Weitz Company, LLC, which were approved under Roll Call No. 11-1274, dated July 25, 2011, be received and filed; and that completion of said Storm Sewer Improvements described as Storm sewer construction and modifications at the DART Transit Hub, is hereby acknowledged and that said Storm Sewer Improvements are hereby accepted.

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Activity ID 08-2012-100

Moved by MahaFFEY to adopt.

FORM APPROVED:

Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

JB Funding Source: All project costs are to be paid by the Owner(s), The Weitz Company, LLC

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN				✓
GRAY	✓			
HENSLEY				✓
MAHAFFEY	✓			
MOORE	✓			
VOSS	✓			
TOTAL	5			2

MOTION CARRIED

APPROVED

T. M. Franklin
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