



Roll Call Number

23-1300

Agenda Item Number

13D

Date October 02, 2023

**APPROVING COMPLETION AND ACCEPTANCE OF THE  
SANITARY SEWER IMPROVEMENTS SET FORTH IN AND CONSTRUCTED  
PURSUANT TO SAID PRIVATE CONSTRUCTION CONTRACT, 217 E 2ND STREET,  
BETWEEN ELDER CORPORATION AND 217 E. SECOND, LC**

WHEREAS, on June 28, 2021 under Roll Call No. 21-0953, the City Council approved a private construction contract in the amount of \$203,142.75, between Elder Corporation, Jared R. Elder II, President, 5088 E. University Avenue, Des Moines, IA, 50327, as Contractor, and 217 E. Second, LC, Jake Christensen, President, 215 E. 3rd Street, Des Moines, IA, 50309 as Owner, for construction of Sanitary Sewer Improvements described as sanitary sewer improvements located at 217 E 2nd Street, as shown on Plan File Numbers 629-120/121, 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 Sanitary Sewer Improvements in the amount of \$203,142.75, which have been constructed in substantial compliance with the contract documents between Elder Corporation and 217 E. Second, LC, which were approved under Roll Call No. 21-0953, dated June 28, 2021, be received and filed; and that completion of said Sanitary Sewer Improvements described as sanitary sewer improvements located at 217 E 2nd Street, as shown on Plan File Numbers 629-120/121, is hereby acknowledged and that said Sanitary Sewer Improvements are hereby accepted.

Activity ID: 072021106

Moved by Gatto to adopt. Second by Boers

FORM APPROVED:

s/ Kathleen Vanderpool  
Kathleen Vanderpool  
Deputy City Attorney



Funding Source: All project costs are to be paid by the Owner(s), 217 E. Second, LC



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Council Member Gatto declares a conflict of interest and abstains from voting.

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
* GATTO				
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	5			
MOTION CARRIED	APPROVED			
<i>J. M. Franklin Cownie</i> 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.

*Laura Baumgartner*

City Clerk