

DATE November 18, 2019

APPROVING COMPLETION AND ACCEPTANCE OF THE
PAVING IMPROVEMENTS SET FORTH IN AND CONSTRUCTED
PURSUANT TO SAID PRIVATE CONSTRUCTION CONTRACT, 5TH AND WALNUT,
BETWEEN THE WEITZ COMPANY, LLC AND 5TH AND WALNUT PARKING LLC

WHEREAS, on September 10, 2018 under Roll Call No. 18-1483, the City Council approved a private construction contract in the amount of \$65,875.00, between The Weitz Company, LLC, Leonard Martling, President, CEO, 5901 Thornton Avenue, Des Moines, IA, 50321 - as Contractor, and 5th and Walnut Parking, LLC, Justin Mandelbaum, Manager, 4500 Westown Parkway, Suite 115, West Des Moines, IA, 50266 - as Owner, for construction of Paving Improvements described as paving on 5th Avenue between Walnut Street and Court Avenue to service The Fifth Parking Garage, as shown on Plan File Numbers 593-170/171, 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 Paving Improvements in the amount of \$65,875.00, which have been constructed in substantial compliance with the contract documents between The Weitz Company, LLC and 5th and Walnut Parking, LLC, which were approved under Roll Call No. 18-1483, dated September 10, 2018, be received and filed; and that completion of said Paving Improvements described as paving on 5th Avenue between Walnut Street and Court Avenue to service The Fifth Parking Garage, as shown on Plan File Numbers 593-170/171, is hereby acknowledged and that said Paving Improvements are hereby accepted.

★ **Roll Call Number**

Agenda Item Number

10 B

DATE November 18, 2019

Activity ID 06-2019-104

Moved by _____ to adopt.

FORM APPROVED:

SLN
Kathleen Vanderpool by AW

 Kathleen Vanderpool
 Deputy City Attorney

Funding Source: All project costs are to be paid by the Owner(s), 5th and Walnut Parking, LLC

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

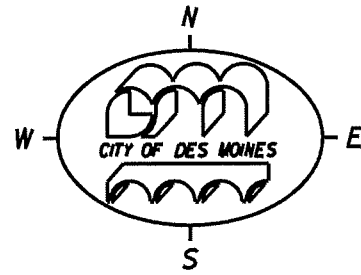
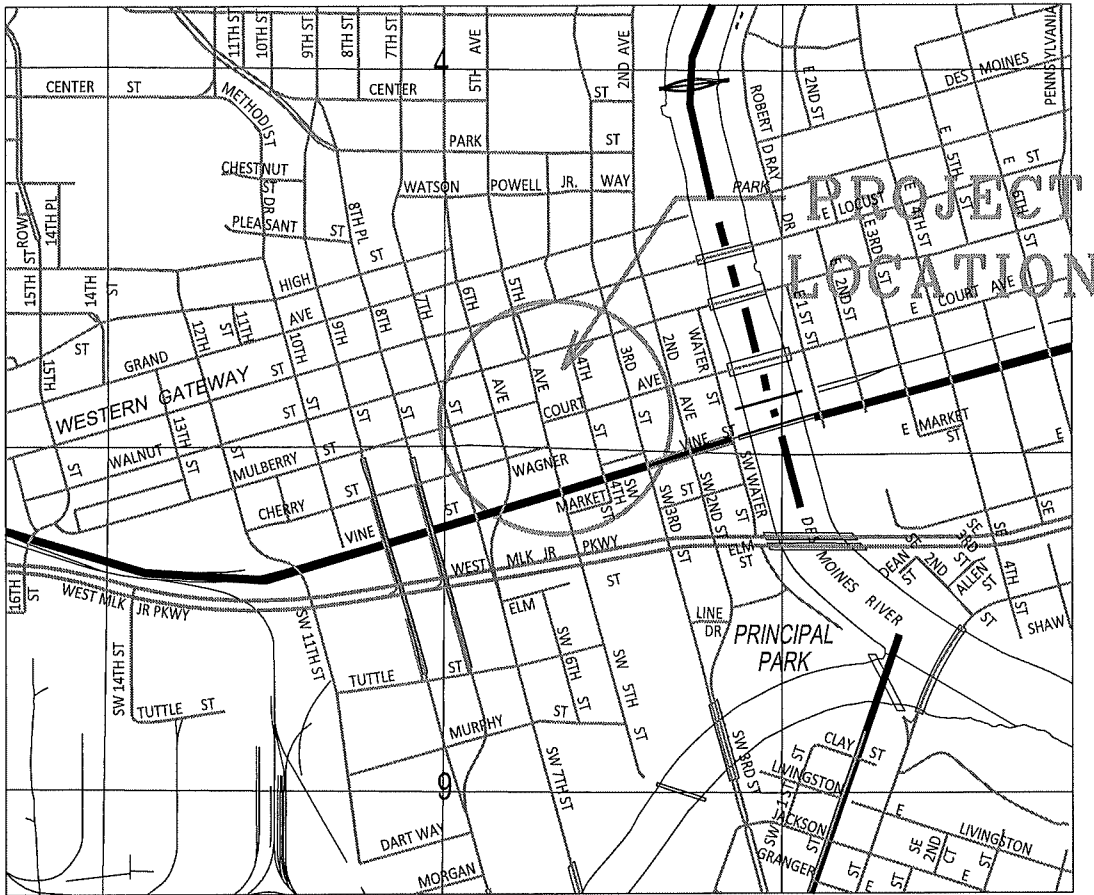
MOTION CARRIED APPROVED

 Mayor

I, P. Kay Cmelik, 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.

 City Clerk



422 WALNUT STREET
 STORM SEWER IMPROVEMENTS
 ACTIVITY ID
 06-2019-104
 08-2018-108

November 18, 2019

CERTIFICATION OF COMPLETION



AGENDA HEADING:

Approving completion and recommending acceptance of the Private Construction Contract for Paving Improvements 5th and Walnut, between The Weitz Company, LLC and 5th and Walnut Parking LLC.

SYNOPSIS:

Approve the Des Moines City Engineer's Certification of Completion, acknowledge the completion and accept construction of said improvement.

FISCAL IMPACT:

Amount: \$65,875.00 As-Built Contract Cost

Funding Source: No Cost to the City of Des Moines; all costs are to be paid by the Owner, 5th and Walnut Parking, LLC

CERTIFICATION OF COMPLETION:

On September 10, 2018, under Roll Call No. 18-1483, the City Council approved a private construction contract in the amount of \$65,875.00, between The Weitz Company, LLC, Leonard Martling, President, CEO, 5901 Thornton Avenue, Des Moines, IA 50321 - as Contractor, and 5th and Walnut Parking, LLC, Justin Mandelbaum, Manager, 4500 Westown Parkway, Suite 115, West Des Moines, IA, 50266 - as Owner, for construction of Paving Improvements described as paving on 5th Avenue between Walnut Street and Court Avenue to service The Fifth Parking Garage, as shown on Plan File Numbers 593-170/171, 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.

I hereby certify that the construction of said Paving Improvements described as paving on 5th Avenue between Walnut Street and Court Avenue to service The Fifth Parking Garage, as shown on Plan File Numbers 593-170/171, Activity ID 06-2019-104, has been completed in substantial compliance with the contract documents between The Weitz Company, LLC and 5th and Walnut Parking, LLC, which were approved under Roll Call No. 18-1483, dated September 10, 2018 and I hereby recommend that the above Paving Improvements be accepted.

I further certify that the amount of completed Paving Improvements is \$65,875.00.

Handwritten signature of Steven L. Naber, P.E. in cursive script, followed by the initials "P.E." in a smaller font.

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

10B

ENGINEERING DEPARTMENT
CITY OF DES MOINES, IOWA

ESTIMATE OF CONSTRUCTION COMPLETED
FINAL

Project Name The Fifth Parking Garage Paving Improvements Activity ID 06-2019-104
 Street 5th Ave Plan No. 593-170/171
 From Walnut To Court Date November 7, 2019

ITEM	DESCRIPTION	ESTIMATED UNITS	UNITS CONSTRUCTED TO DATE	BID UNIT PRICE	AMOUNT
1	Paving Improvements				
Total Construction Cost					<u>\$65,875.00</u>

PREPARED BY Rosall