

★ **Roll Call Number**

08-098

Agenda Item Number

10 A

DATE January 28, 2008

APPROVING COMPLETION AND ACCEPTANCE OF THE PRIVATE CONSTRUCTION
CONTRACT FOR SANITARY SEWER IMPROVEMENTS, CARMAN ESTATES PLAT 6 - PHASE 1,
BETWEEN MCANINCH CORPORATION AND JERRY'S HOMES, INC.

WHEREAS, on September 24, 2007 under Roll Call No. 07-1819, the City Council approved a private construction contract in the amount of \$87,550.00, between McAninch Corporation, Douglas D. McAninch, President, 6800 Lake Drive, Suite 125, West Des Moines, IA, 50266 - as Contractor, and Jerry's Homes, Inc., Ronald R. Grubb, President, 3301 106th Circle, Urbandale, IA, 50322-3740 - as Owner, for construction of Sanitary Sewer Improvements described as sanitary sewer in the new development, Carman Estates Plat 6 - Phase 1, located at E. Payton Avenue and SE 24th Street as per Plan File Nos. 469-153/156, 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 \$87,550.00, which have been constructed in substantial compliance with the contract documents between McAninch Corporation and Jerry's Homes, Inc., which were approved under Roll Call No. 07-1819, dated September 24, 2007, be received and filed; and that completion of said Sanitary Sewer Improvements described as sanitary sewer in the new development, Carman Estates Plat 6 - Phase 1, located at E. Payton Avenue and SE 24th Street as per Plan File Nos. 469-153/156, is hereby acknowledged and that said Sanitary Sewer Improvements are hereby accepted.

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Activity ID 07-2008-103

Moved by Kiernan to adopt.

FORM APPROVED:

Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

Funding Source: All project costs are to be paid by the Owner(s), Jerry's Homes, Inc.

JEB

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
TOTAL	7			

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