

★ Roll Call Number

08-101

Agenda Item Number

10 D

DATE January 28, 2008

APPROVING COMPLETION AND ACCEPTANCE OF THE PRIVATE CONSTRUCTION CONTRACT FOR STORM SEWER IMPROVEMENTS, EAST VILLAGE SQUARE APARTMENTS, BETWEEN ELDER CORPORATION AND EAST VILLAGE SQUARE APARTMENTS L.P.

WHEREAS, on September 12, 2005 under Roll Call No. 05-2270, the City Council approved a private construction contract in the amount of \$4,000.00, between Elder Corporation, Jared R. Elder II, President, 5088 E. University Avenue, Des Moines, IA, 50327 - as Contractor, and East Village Square Apartments L.P., Robert Mickle, President, 696 18th Street, Des Moines, IA, 50314 - as Owner, for construction of Storm Sewer Improvements described as Construction of a Type M-B Storm Sewer Manhole to serve the East Village Square Apartments on E. 4th Street south of E. Grand Avenue as per Plan File No 455-059, 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 \$4,000.00, which have been constructed in substantial compliance with the contract documents between Elder Corporation and East Village Square Apartments L.P., which were approved under Roll Call No. 05-2270, dated September 12, 2005, be received and filed; and that completion of said Storm Sewer Improvements described as Construction of a Type M-B Storm Sewer Manhole to serve the East Village Square Apartments on E. 4th Street south of E. Grand Avenue as per Plan File No 455-059, is hereby acknowledged and that said Improvements are hereby accepted.

Activity ID 08-2006-102

Moved by Kiernan to adopt.

FORM APPROVED:

Kathleen Vanderpool  
Kathleen Vanderpool  
Deputy City Attorney

FB Funding Source: All project costs are to be paid by the Owner(s), East Village Square Apartments L.P.

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

MOTION CARRIED

APPROVED

T. M. Franklin Mayor

CERTIFICATE

I, DIANE RAUH, 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.

Diane Rauh City Clerk