

★ **Roll Call Number**

08-105

Agenda Item Number

10 H

DATE January 28, 2008

APPROVING COMPLETION AND ACCEPTANCE OF THE PRIVATE CONSTRUCTION
CONTRACT FOR PAVING IMPROVEMENTS, 2820 EAST 24TH STREET,
BETWEEN NEUMANN BROTHERS, INC. AND DES MOINES INDEPENDENT COMMUNITY SCHOOL
DISTRICT

WHEREAS, on July 9, 2007 under Roll Call No. 07-1255, the City Council approved a private construction contract in the amount of \$20,243.00, between Neumann Brothers, Inc., Marshall G. Linn III, President/CEO, 1435 Ohio Street, Des Moines, IA, 50314 - as Contractor, and Des Moines Independent Community School District, Marc Ward, School Board President, 1801 16th Street, Des Moines, IA, 50309 - as Owner, for construction of Paving Improvements described as street widening at 2820 East 24th Street near the intersection of Hull Avenue and East 24th Street to serve Eastside Elementary School in accordance with the contract documents including Plan File Nos. 470-126/128, 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 \$20,243.00, which have been constructed in substantial compliance with the contract documents between Neumann Brothers, Inc. and Des Moines Independent Community School District, which were approved under Roll Call No. 07-1255, dated July 9, 2007, be received and filed; and that completion of said Paving Improvements described as street widening at 2820 East 24th Street near the intersection of Hull Avenue and East 24th Street to serve Eastside Elementary School in accordance with the contract documents including Plan File Nos. 470-126/128, is hereby acknowledged and that said Paving Improvements are hereby accepted.

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Activity ID 06-2007-106

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), Des Moines Independent Community School District

RB

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLISSIS	✓			
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