

★ Roll Call Number

09. 1193

Agenda Item Number

10 C

DATE July 13, 2009

APPROVING COMPLETION AND ACCEPTANCE OF THE PRIVATE CONSTRUCTION
CONTRACT FOR ALLEY PAVING IMPROVEMENTS, ALLEY EAST OF 19TH STREET FOR 1815 HIGH
STREET,
BETWEEN GATOR EXCAVATING, INC. AND KOESTER CONSTRUCTION CO., INC.

WHEREAS, on March 24, 2008 under Roll Call No. 08-466, the City Council approved a private construction contract in the amount of \$39,000.00, between Gator Excavating, Inc., Kevin Henter, President, 5640 Miede Drive, Grimes, IA, 50111 - as Contractor, and Koester Construction Co., Inc., Paul Koester, President, 5604 Enterprise Drive, Suite A, Grimes, IA, 50111 - as Owner, for construction of Alley Paving Improvements described as alley paving improvements including backfill and compaction of subgrade and paving with 7" non-reinforced portland cement concrete all in accordance with the contract documents including Plan File Nos. 474-146/148 on the alley east of 19th Street for Stockbridge Apartments at 1815 High Street, Des Moines, IA, 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 Alley Paving Improvements in the amount of \$39,000.00, which have been constructed in substantial compliance with the contract documents between Gator Excavating, Inc. and Koester Construction Co., Inc., which were approved under Roll Call No. 08-466, dated March 24, 2008, be received and filed; and that completion of said Alley Paving Improvements described as alley paving improvements including backfill and compaction of subgrade and paving with 7" non-reinforced portland cement concrete all in accordance with the contract documents including Plan File Nos. 474-146/148 on the alley east of 19th Street for Stockbridge Apartments at 1815 High Street, Des Moines, IA, is hereby acknowledged and that said Alley Paving Improvements are hereby accepted.

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Activity ID 06-2008-103

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), Koester Construction Co., Inc.

EB

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

MOTION CARRIED APPROVED

T. M. Franklin Cownie

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