

★ Roll Call Number
09-1420

Agenda Item Number
10C

Date August 10, 2009

WHEREAS, on August 25, 2003, under Roll Call No. 03-1942, the City Council approved a private construction contract in the amount of \$20,848.00, between The Underground Company, Ltd. (Duane Burkhardt, President, 2407 SW 9th Street, Des Moines, Iowa - as Contractor), and Anderson Erickson Dairy Co. (James W. Erickson, CEO, 2420 E. University Avenue, Des Moines, Iowa - as Owner), for construction of Manhole Improvements for storm sewer manholes to serve as access for the existing 42" storm sewer located northeast of E. 22nd Street and Hubbell Avenue as per Plan File No. 409-108, 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 Chief Civil Engineer.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the attached report of the Chief Civil Engineer acknowledging the completion and recommending the acceptance of the construction of said Manhole Improvements in the amount of \$20,848.00 which have been constructed in substantial compliance with the contract documents between The Underground Company, Ltd., and Anderson Erickson Dairy Co., which were approved under Roll Call No. 03-1942, dated August 25, 2003, be received and filed; and that completion of said Manhole Improvements for storm sewer manholes to serve as access for the existing 42" storm sewer located northeast of E. 22nd Street and Hubbell Avenue as per Plan File No. 409-108, is hereby acknowledged and that said Manhole Improvements are hereby accepted.

Activity ID: 08-2004-103

Moved by *Hensley* to adopt.

FORM APPROVED: *Kathleen Vanderpool by AD*

JEB
Kathleen Vanderpool
Deputy City Attorney

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

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.

T. M. Franklin Mayor

Diane Rauh City Clerk