

★ **Roll Call Number**

10-1920

Agenda Item Number

10C

DATE November 22, 2010

APPROVING COMPLETION AND ACCEPTANCE OF THE PRIVATE CONSTRUCTION
CONTRACT FOR STORM SEWER IMPROVEMENTS, 6120 DOUGLAS AVENUE,
BETWEEN KENYON CONSTRUCTION, INC. AND CASEY'S MARKETING COMPANY

WHEREAS, on April 26, 2010 under Roll Call No. 10-584, the City Council approved a private construction contract in the amount of \$91,680.00, between Kenyon Construction, Inc., Greg Kenyon, President, 1959 Grant Avenue, Guthrie Center, IA, 50115 - as Contractor, and Casey's Marketing Company, Eli J. Wirtz, Secretary-Treasurer, P.O. Box 3001, Ankeny, IA, 50021 - as Owner, for construction of Storm Sewer Improvements described as demolition of the existing 30" storm sewer and manhole, and construction of 283 feet of 36" RCP storm sewer with four manholes and castings in accordance with Plan File Nos. 484-141/142 to serve the proposed Casey's General Store at 6120 Douglas Avenue, 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 \$91,680.00, which have been constructed in substantial compliance with the contract documents between Kenyon Construction, Inc. and Casey's Marketing Company, which were approved under Roll Call No. 10-584, dated April 26, 2010, be received and filed; and that completion of said Storm Sewer Improvements described as demolition of the existing 30" storm sewer and manhole, and construction of 283 feet of 36" RCP storm sewer with four manholes and castings in accordance with Plan File Nos. 484-141/142 to serve the proposed Casey's General Store at 6120 Douglas Avenue, is hereby acknowledged and that said Storm Sewer Improvements are hereby accepted.

★ Roll Call Number
10-1920

Agenda Item Number
10 C

DATE November 22, 2010

Activity ID 08-2010-103

Moved by Hensley to adopt.

FORM APPROVED:

Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

Funding Source: All project costs are to be paid by the Owner(s), Casey's Marketing Company

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				✓
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	6			1

MOTION CARRIED T. M. Franklin APPROVED
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