



Roll Call Number

11-0288

Agenda Item Number

11A

DATE February 28, 2011

APPROVING COMPLETION AND ACCEPTANCE OF THE PRIVATE CONSTRUCTION
CONTRACT FOR SANITARY SEWER IMPROVEMENTS, SOUTHERN RIDGE,
BETWEEN MCANINCH CORPORATION AND WEST LAKES PROPERTIES, LLC

WHEREAS, on May 9, 2005 under Roll Call No. 05-1120, the City Council approved a private construction contract in the amount of \$288,200.00, between McAninch Corporation, Douglas D. McAninch, President, 4001 Delaware Avenue, Des Moines, IA, 50313 - as Contractor, and West Lakes Properties, LLC, Gerard D. Neugent, Manager, 4949 Westown Parkway, Suite 200, West Des Moines, IA, 50266 - as Owner, for construction of Sanitary Sewer Improvements described as Southern Ridge Sanitary Trunk Sewer to serve a future Knapp Properties development, located east of SW 9th Street between Highway 5 and County Line Road, as per Plan File Nos. 445-109/114, 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 Sanitary Sewer Improvements in the amount of \$288,200.00, which have been constructed in substantial compliance with the contract documents between McAninch Corporation and West Lakes Properties, LLC, which were approved under Roll Call No. 05-1120, dated May 9, 2005, be received and filed; and that completion of said Sanitary Sewer Improvements described as Southern Ridge Sanitary Trunk Sewer to serve a future Knapp Properties development, located east of SW 9th Street between Highway 5 and County Line Road, as per Plan File Nos. 445-109/114, is hereby acknowledged and that said Sanitary Sewer Improvements are hereby accepted.

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Activity ID 07-2005-112

Moved by Coleman to adopt.

FORM APPROVED:

Kathleen Vanderpool
 Kathleen Vanderpool
 Deputy City Attorney

JB Funding Source: All project costs are to be paid by the Owner(s), West Lakes Properties, LLC

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			

MOTION CARRIED APPROVED
T. M. Franklin Cooney
 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