

★ Roll Call Number

11-0875

Agenda Item Number

15B

DATE May 23, 2011

APPROVING COMPLETION AND ACCEPTANCE OF THE PRIVATE CONSTRUCTION
CONTRACT FOR PAVING IMPROVEMENTS, GRAND AVENUE FROM 11TH STREET TO 14TH
STREET,
BETWEEN THE WEITZ COMPANY, LLC AND WELLMARK, INC.

WHEREAS, on March 22, 2010 under Roll Call No. 10-421, the City Council approved a private construction contract in the amount of \$139,940.00, between The Weitz Company, LLC, Craig Damos, President and CEO, 5901 Thornton Avenue, Des Moines, IA, 50321 - as Contractor, and Wellmark, Inc., John Forsyth, Chairman/CEO, 626 Grand Avenue, Des Moines, IA, 50309 - as Owner, for construction of Paving Improvements described as Grand Avenue paving and sidewalk from 11th Street to 14th Street for the Wellmark Corporate Headquarters in Des Moines, Iowa, all in accordance with the contract documents including Plan File Nos. 483-115/118, 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 \$139,940.00, which have been constructed in substantial compliance with the contract documents between The Weitz Company, LLC and Wellmark, Inc., which were approved under Roll Call No. 10-421, dated March 22, 2010, be received and filed; and that completion of said Paving Improvements described as Grand Avenue paving and sidewalk from 11th Street to 14th Street for the Wellmark Corporate Headquarters in Des Moines, Iowa, all in accordance with the contract documents including Plan File Nos. 483-115/118, is hereby acknowledged and that said Paving Improvements are hereby accepted.

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Activity ID 06-2010-101

Moved by Hensley to adopt.

FORM APPROVED:

Kathleen Vanderpool
 Kathleen Vanderpool
 Deputy City Attorney

DEB Funding Source: All project costs are to be paid by the Owner(s), Wellmark, Inc.

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

MOTION CARRIED 7 APPROVED
T. M. Franklin Council
 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