



Roll Call Number

Agenda Item Number

14-0031

11 H

DATE January 13, 2014

**APPROVING COMPLETION AND ACCEPTANCE OF THE PRIVATE CONSTRUCTION
CONTRACT FOR PAVING IMPROVEMENTS, 5830 S.E. 14TH STREET,
BETWEEN HENNING CONSTRUCTION CO., INC. AND KUM & GO, L.C.**

WHEREAS, on August 27, 2012 under Roll Call No. 12-1327, the City Council approved a private construction contract in the amount of \$233,731.00, between Henning Construction Co., Inc., Alan Koch, President, 5800 Merle Hay Road, Suite 14, P.O. Box 394, Johnston, IA, 50131-0394 - as Contractor, and Kum & Go, L.C., Kyle J. Krause, CEO, 6400 Westown Parkway, West Des Moines, IA, 50266 - as Owner, for construction of Paving Improvements described as installation of a deceleration lane in southbound S.E. 14th Street north of E. Diehl Avenue, Des Moines, Iowa, in accordance with the contract documents including Plan File Nos. 538-036/040, 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 \$233,731.00, which have been constructed in substantial compliance with the contract documents between Henning Construction Co., Inc. and Kum & Go, L.C., which were approved under Roll Call No. 12-1327, dated August 27, 2012, be received and filed; and that completion of said Paving Improvements described as installation of a deceleration lane in southbound S.E. 14th Street north of E. Diehl Avenue, Des Moines, Iowa, in accordance with the contract documents including Plan File Nos. 538-036/040, is hereby acknowledged and that said Paving Improvements are hereby accepted.

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Activity ID 06-2011-105

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), Kum & Go, L.C.

JB

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRAY	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MOORE	✓			
VOSS	✓			
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