

★ **Roll Call Number**

16-0028

Agenda Item Number

11 E

DATE January 11, 2016

APPROVING COMPLETION AND ACCEPTANCE OF THE PRIVATE CONSTRUCTION
CONTRACT FOR PAVING IMPROVEMENTS, MARKET STREET, BETWEEN S.W. 2ND STREET AND
WATER STREET,
BETWEEN BAXTER CONSTRUCTION COMPANY, LLC AND WATERFRONT LODGING, INC.

WHEREAS, on September 9, 2013 under Roll Call No. 13-1380, the City Council approved a private construction contract in the amount of \$36,995.00, between Baxter Construction Company, LLC, Tony Baxter, President, 3225 Avenue N, Fort Madison, IA, 52627 - as Contractor, and Waterfront Lodging, Inc., Ravi Patel, President, 1701 Mount Pleasant Street, Suite 1, Burlington, IA, 52601 - as Owner, for construction of Paving Improvements described as Install PCC paving on Vine Street and S.W. Water Street and Market Street, in accordance with the contract documents including Plan File Nos. 540-017/021, 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 \$36,995.00, which have been constructed in substantial compliance with the contract documents between Baxter Construction Company, LLC and Waterfront Lodging, Inc., which were approved under Roll Call No. 13-1380, dated September 9, 2013, be received and filed; and that completion of said Paving Improvements described as Install PCC paving on Vine Street and S.W. Water Street and Market Street, in accordance with the contract documents including Plan File Nos. 540-017/021, is hereby acknowledged and that said Paving Improvements are hereby accepted.

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Activity ID 06-2014-101

Moved by Hensley to adopt.

FORM APPROVED:

Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

AE Funding Source: All project costs are to be paid by the Owner(s), Waterfront Lodging, Inc.

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MOORE	✓			
WESTERGAARD	✓			
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