

Agenda Item Number

DATE June 13, 2016

## APPROVING COMPLETION AND ACCEPTANCE OF THE PRIVATE CONSTRUCTION CONTRACT FOR SANITARY SEWER IMPROVEMENTS, BROWNSTONES ON 7TH, BETWEEN MCANINCH CORPORATION AND BROWNSTONES ON 7TH, LLC

WHEREAS, on June 10, 2013 under Roll Call No. 13-0882, the City Council approved a private construction contract in the amount of \$22,680.00, between McAninch Corporation, Douglas D. McAninch, President/COO, 4001 Delaware Avenue, Des Moines, IA, 50313 - as Contractor, and Brownstones on 7th, LLC, Rick Tollackson, President, 6900 Westown Parkway, West Des Moines, IA, 50266 - as Owner, for construction of Sanitary Sewer Improvements described as construction of sanitary sewer manholes and replacement of concrete in SW 6th Street to serve the Brownstones on 7th, in accordance with the contract documents including Plan File Nos. 553-116/117, 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 \$22,680.00, which have been constructed in substantial compliance with the contract documents between McAninch Corporation and Brownstones on 7th, LLC, which were approved under Roll Call No. 13-0882, dated June 10, 2013, be received and filed; and that completion of said Sanitary Sewer Improvements described as construction of sanitary sewer manholes and replacement of concrete in SW 6th Street to serve the Brownstones on 7th, in accordance with the contract documents including Plan File Nos. 553-116/117, is hereby acknowledged and that said Sanitary Sewer Improvements are hereby accepted.

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★ Roll Call Number 6.0933

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Activity ID 07-2013-101

tensley Moved by to adopt.

FORM APPROVED:

Kathleen Vanderpool Deputy City Attorney

Funding Source: All project costs are to be paid by the Owner(s), Brownstones on 7th, LLC

**COUNCIL ACTION** NAYS PASS ABSENT YEAS COWNIE COLEMAN GATTO GRAY HENSLEY MOORE WESTERGAARD TOTAL hanklin forwall APPROVED MOTION CARRIED 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.

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City Clerk

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07-2013-101