

★ **Roll Call Number**

16-1495

Agenda Item Number

18

DATE September 12, 2016

APPROVING COMPLETION AND ACCEPTANCE OF THE PRIVATE CONSTRUCTION
CONTRACT FOR STORM AND SANITARY SEWER IMPROVEMENTS, CARMAN ESTATES PLAT 9,
BETWEEN GATOR EXCAVATING, INC. AND SILVER OAK, INC.

WHEREAS, on July 13, 2015 under Roll Call No. 15-1125, the City Council approved a private construction contract in the amount of \$363,910.20, between Gator Excavating, Inc., Kevin Henter, President, 3100 S.E. Miehe Drive, Grimes, IA, 50111 - as Contractor, and Silver Oak, Inc., Ronald R. Grubb, President, 10430 New York Avenue, Suite C, Urbandale, IA, 50322 - as Owner, for construction of Storm and Sanitary Sewer Improvements described as storm and sanitary sewer improvements located at S.E. 24th Street south of Easter Lake Drive near E. Kenyon Avenue, to serve Carmen Estates Plat 9, in accordance with the construction documents and per plan file numbers 561-089/100, 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 Storm and Sanitary Sewer Improvements in the amount of \$363,910.20, which have been constructed in substantial compliance with the contract documents between Gator Excavating, Inc. and Silver Oak, Inc., which were approved under Roll Call No. 15-1125, dated July 13, 2015, be received and filed; and that completion of said Storm and Sanitary Sewer Improvements described as storm and sanitary sewer improvements located at S.E. 24th Street south of Easter Lake Drive near E. Kenyon Avenue, to serve Carmen Estates Plat 9, in accordance with the construction documents and per plan file numbers 561-089/100, is hereby acknowledged and that said Storm and Sanitary Sewer Improvements are hereby accepted.

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Activity ID 08-2015-110

Moved by Gatto to adopt.

FORM APPROVED:

Kathleen Vanderpool
 Kathleen Vanderpool
 Deputy City Attorney

re Funding Source: All project costs are to be paid by the Owner(s), Silver Oak, Inc.

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MOORE	✓			
WESTERGAARD	✓			
TOTAL	7			

MOTION CARRIED 7 APPROVED
T. M. Franklin
 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