

★ **Roll Call Number**

116-1806

Agenda Item Number

10

DATE October 24, 2016

**APPROVING COMPLETION AND ACCEPTANCE OF THE PRIVATE CONSTRUCTION
CONTRACT FOR PAVING AND SIGNALIZATION IMPROVEMENTS, 313 WALNUT STREET,
BETWEEN THE WEITZ COMPANY, LLC AND DES MOINES PERFORMING ARTS**

WHEREAS, on June 23, 2014 under Roll Call No. 14-0936, the City Council approved a private construction contract in the amount of \$169,393.00, between The Weitz Company, LLC, Leonard Martling, President, CEO, 5901 Thornton Avenue, Des Moines, IA, 50321 - as Contractor, and Des Moines Performing Arts, Jeff Chelesvig, President & CEO, 221 Walnut Street, Des Moines, IA, 50309 - as Owner, for construction of Paving and Signalization Improvements described as including construction and installation of traffic signals and wayfinding signs at 3rd Street & Locust Street and 3rd Street & Walnut Street, and at 4th Street & Walnut Street, relocation of an existing WRA flow meter, and associated electrical work and surface concrete restoration, all in accordance with the contract documents including Plan File Nos. 540-062/076, 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 and Signalization Improvements in the amount of \$169,393.00, which have been constructed in substantial compliance with the contract documents between The Weitz Company, LLC and Des Moines Performing Arts, which were approved under Roll Call No. 14-0936, dated June 23, 2014, be received and filed; and that completion of said Paving and Signalization Improvements described as including construction and installation of traffic signals and wayfinding signs at 3rd Street & Locust Street and 3rd Street & Walnut Street, and at 4th Street & Walnut Street, relocation of an existing WRA flow meter, and associated electrical work and surface concrete restoration, all in accordance with the contract documents including Plan File Nos. 540-062/076, is hereby acknowledged and that said Paving and Signalization Improvements are hereby accepted.

★ Roll Call Number

16-1806

Agenda Item Number

10

DATE October 24, 2016

Activity ID 06-2014-100

Moved by Coleman to adopt.

FORM APPROVED:

Kathleen Vanderpool

Kathleen Vanderpool
Deputy City Attorney

AC Funding Source: All project costs are to be paid by the Owner(s), Des Moines Performing Arts

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

MOTION CARRIED

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