

★ Roll Call Number
17-1633

Agenda Item Number
8 A

DATE September 25, 2017

APPROVING COMPLETION AND ACCEPTANCE OF THE
STORM SEWER IMPROVEMENTS SET FORTH IN AND CONSTRUCTED
PURSUANT TO SAID PRIVATE CONSTRUCTION CONTRACT, 5TH AVENUE, SOUTH OF COURT
AVENUE,
BETWEEN ELDER CORPORATION AND HY-VEE CONSTRUCTION, LC

WHEREAS, on September 14, 2015 under Roll Call No. 15-1483, the City Council approved a private construction contract in the amount of \$35,679.50, between Elder Corporation, Jared R. Elder II, President, 5088 E. University Avenue, Des Moines, IA, 50327 - as Contractor, and Hy-Vee Construction, LC, James Bradshaw Strehlow, 5605 NE 22nd Street, Des Moines, IA, 50313 - as Owner, for construction of Storm Sewer Improvements described as storm sewer construction in 5th Avenue to serve the new Court Avenue Hy-Vee development, located at the southeast corner of 5th and Court Avenue's, all work as per Plan File Nos. 561-152/153, 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 Sewer Improvements in the amount of \$35,679.50, which have been constructed in substantial compliance with the contract documents between Elder Corporation and Hy-Vee Construction, LC, which were approved under Roll Call No. 15-1483, dated September 14, 2015, be received and filed; and that completion of said Storm Sewer Improvements described as storm sewer construction in 5th Avenue to serve the new Court Avenue Hy-Vee development, located at the southeast corner of 5th and Court Avenue's, all work as per Plan File Nos. 561-152/153, is hereby acknowledged and that said Storm Sewer Improvements are hereby accepted.

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Activity ID 08-2016-102

Moved by Hensley to adopt.

FORM APPROVED:

Kathleen Vanderpool
 Kathleen Vanderpool
 Deputy City Attorney

~~PC~~ Funding Source: All project costs are to be paid by the Owner(s), Hy-Vee Construction, LC

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				✓
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MOORE	✓			
WESTERGAARD	✓			
TOTAL	6			1

MOTION CARRIED APPROVED
Chris Coleman
 MAYOR PRO TEM

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