

★ Roll Call Number

17-1873

Agenda Item Number

6 C

DATE November 6, 2017

APPROVING PRIVATE CONSTRUCTION CONTRACT BETWEEN  
PRIORITY EXCAVATING, LLC AND  
BROOK LANDING, LLC  
FOR STORM SEWER IMPROVEMENTS IN BROOK LANDING PLAT 2  
\$ 437,471.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the attached contract documents for a Private Construction Contract in the amount of \$437,471.00 between Priority Excavating, LLC, Toby T. Torstenson, Owner, 9550 Hickman Road, Ste. 101, Clive, IA, 50325 - as Contractor, and Brook Landing, LLC, Jonathan Galloway, Manager, 6750 Westown Parkway, #220, West Des Moines, IA, 50266 - as Owner, for construction of Storm Sewer Improvements described as storm sewer improvements located south of E. Douglas Avenue (NE 38th Avenue) and west of NE 56th Street, to service Brook Landing Plat 2, constructed in accordance with Plan File Nos. 587-203/227, be and the same are hereby approved, subject to receipt of contract and bond approved as to form by the Legal Department, and certificate of insurance acceptable to the Engineering Department.

BE IT FURTHER RESOLVED: That permission be and is hereby granted to the parties of said contract to construct said Storm Sewer Improvements in accordance with said contract documents and subject to receipt of contract and bond approved as to form by the Legal Department and certificate of insurance acceptable to the Engineering Department, subject to inspection and approval of the Des Moines City Engineer.

★ **Roll Call Number**  
17-1873

**Agenda Item Number**  
6 C

DATE November 6, 2017

Activity ID: 08-2018-106

Moved by Hensley 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), Brook Landing, LLC

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

MOTION CARRIED 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