

★ Roll Call Number

17-2125

Agenda Item Number

13 B

DATE December 18, 2017

APPROVING COMPLETION AND ACCEPTANCE OF THE
SANITARY SEWER IMPROVEMENTS SET FORTH IN AND CONSTRUCTED
PURSUANT TO SAID PRIVATE CONSTRUCTION CONTRACT, BROOK LANDING PLAT 1,
BETWEEN GATOR EXCAVATING, INC. AND BROOK LANDING, LLC

WHEREAS, on September 26, 2016 under Roll Call No. 16-1597, the City Council approved a private construction contract in the amount of \$320,384.10, between Gator Excavating, Inc., Kevin Henter, President, 3100 S.E. Miehe Drive, Grimes, IA, 50111 - as Contractor, and Brook Landing, LLC, Jonathan Galloway, Manager, 6750 Westown Parkway, #220, West Des Moines, IA, 50266 - as Owner, for construction of Sanitary Sewer Improvements described as sanitary sewer improvements located in Brook Landing Plat 1, located south of E. Douglas Avenue near E. 54th Court and Brookview Avenue, constructed in accordance with Plan File Nos. 563-136-167, 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 \$320,384.10, which have been constructed in substantial compliance with the contract documents between Gator Excavating, Inc. and Brook Landing, LLC, which were approved under Roll Call No. 16-1597, dated September 26, 2016, be received and filed; and that completion of said Sanitary Sewer Improvements described as sanitary sewer improvements located in Brook Landing Plat 1, located south of E. Douglas Avenue near E. 54th Court and Brookview Avenue, constructed in accordance with Plan File Nos. 563-136-167, is hereby acknowledged and that said Sanitary Sewer Improvements are hereby accepted.

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Activity ID 07-2017-103

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), Brook Landing, LLC

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

MOTION CARRIED

APPROVED

T. M. Franklin Cownie

Mayor

Diane Rauh

City Clerk

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.