

★ Roll Call Number

18-D852

Agenda Item Number

11B

DATE May 21, 2018

APPROVING COMPLETION AND ACCEPTANCE OF THE
SKYWALK BRIDGE IMPROVEMENTS SET FORTH IN AND CONSTRUCTED
PURSUANT TO SAID PRIVATE CONSTRUCTION CONTRACT, SKYWALK BRIDGES 4C-4D (OVER
WALNUT) AND 4C-5C (OVER 5TH),
BETWEEN THE WEITZ COMPANY, LLC AND 5TH AND WALNUT PARKING LLC

WHEREAS, on July 17, 2017 under Roll Call No. 17-1203, the City Council approved a private construction contract in the amount of \$137,000.00, between The Weitz Company, LLC, Leonard Martling, President, CEO, 5901 Thornton Avenue, Des Moines, IA, 50321 - as Contractor, and 5th and Walnut Parking, LLC, Justin Mandelbaum, Manager, 4500 Westown Parkway, Suite 115, West Des Moines, IA, 50266 - as Owner, for construction of Skywalk Bridge Improvements described as the improvement includes modifications to Skywalk Bridges 4C-4D (over Walnut) and 4C-5C (over 5th), as shown on the Plan File Nos. 585-179/197 and the Technical Specifications, 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 Skywalk Bridge Improvements in the amount of \$150,000.00, which have been constructed in substantial compliance with the contract documents between The Weitz Company, LLC and 5th and Walnut Parking, LLC, which were approved under Roll Call No. 17-1203, dated July 17, 2017, be received and filed; and that completion of said Skywalk Bridge Improvements described as the improvement includes modifications to Skywalk Bridges 4C-4D (over Walnut) and 4C-5C (over 5th), as shown on the Plan File Nos. 585-179/197 and the Technical Specifications, is hereby acknowledged and that said Skywalk Bridge Improvements are hereby accepted.

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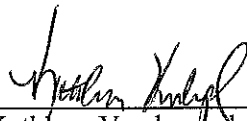
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Activity ID 12-2017-101

Moved by Gray to adopt.

FORM APPROVED:


Kathleen Vanderpool
Deputy City Attorney

SLN Funding Source: All project costs are to be paid by the Owner(s), 5th and Walnut Parking LLC

*Council Member Mandelbaum abstains from voting based on an appearance of a conflict of interest.

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM				
WESTERGAARD	✓			
TOTAL	6			

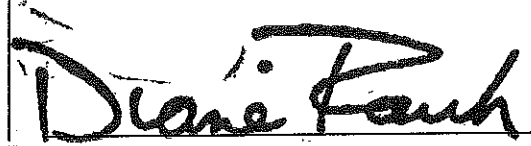
MOTION CARRIED

APPROVED


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.


City Clerk