

★ Roll Call Number

18-1483

Agenda Item Number

9B

DATE September 10, 2018

APPROVING PRIVATE CONSTRUCTION CONTRACT BETWEEN  
THE WEITZ COMPANY, LLC AND  
5TH AND WALNUT PARKING, LLC  
FOR PAVING IMPROVEMENTS IN 5TH AND WALNUT  
\$ 65,875.00

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 \$65,875.00 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 Paving Improvements described as paving on 5th Avenue between Walnut Street and Court Avenue to service The Fifth Parking Garage as shown on Plan File Numbers 593-170/171, 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 Paving 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.

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Activity ID: 06-2019-104

Moved by Gatto to adopt.

FORM APPROVED:

*Kathleen Vanderpool*

Kathleen Vanderpool  
Deputy City Attorney

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

SLM

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

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

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.

MOTION CARRIED APPROVED  
*J. M. Franklin Cownie*  
Mayor

*Diane Rauh*  
City Clerk