



Roll Call Number

19-1306

Agenda Item Number

11E

DATE August 19, 2019

APPROVING COMPLETION AND ACCEPTANCE OF THE
SANITARY SEWER IMPROVEMENTS SET FORTH IN AND CONSTRUCTED
PURSUANT TO SAID PRIVATE CONSTRUCTION CONTRACT, SOUTHWOODS ESTATES PLAT 2,
BETWEEN PRIORITY EXCAVATING LLC AND TK DEVELOPMENT, L.L.C.

WHEREAS, on August 20, 2018 under Roll Call No. 18-1389, the City Council approved a private construction contract in the amount of \$138,194.00, between Priority Excavating, LLC, Toby T. Torstenson, Owner, 9550 Hickman Road, Ste. 101, Clive, IA, 50325 - as Contractor, and TK Development, L.L.C., Dan Kruse, Owner, 9550 Hickman Rd, Suite 101, Clive, IA, 50325 - as Owner, for construction of Sanitary Sewer Improvements described as sanitary sewer improvements to service Southwoods Estates Plat 2, a planned unit development consisting of 27 residential lots, as shown on Plan File Numbers 584-091/099, 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 \$138,194.00, which have been constructed in substantial compliance with the contract documents between Priority Excavating, LLC and TK Development, L.L.C., which were approved under Roll Call No. 18-1389, dated August 20, 2018, be received and filed; and that completion of said Sanitary Sewer Improvements described as sanitary sewer improvements to service Southwoods Estates Plat 2, a planned unit development consisting of 27 residential lots, as shown on Plan File Numbers 584-091/099, is hereby acknowledged and that said Sanitary Sewer Improvements are hereby accepted.

★ **Roll Call Number**
19-1306

Agenda Item Number
11E

DATE August 19, 2019

Activity ID 07-2019-105

Moved by Gatto to adopt.

FORM APPROVED:

Kathleen Vanderpool
 Kathleen Vanderpool
 Deputy City Attorney

SLN Funding Source: All project costs are to be paid by the Owner(s), TK Development, L.L.C.

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|----------------|------|------|------|--------|
| COWNIE | ✓ | | | |
| BOESEN | ✓ | | | |
| COLEMAN | ✓ | | | |
| GATTO | ✓ | | | |
| GRAY | ✓ | | | |
| MANDELBAUM | ✓ | | | |
| WESTERGAARD | ✓ | | | |
| TOTAL | 7 | | | |

MOTION CARRIED APPROVED
J. M. Franklin Cownie
 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