

★ Roll Call Number

19-1990

Agenda Item Number

12 F

DATE December 16, 2019

APPROVING COMPLETION AND ACCEPTANCE OF THE
SANITARY SEWER IMPROVEMENTS SET FORTH IN AND CONSTRUCTED
PURSUANT TO SAID PRIVATE CONSTRUCTION CONTRACT, 1920, 1924, 1928, 1932 AND 1936 MERLE
HAY ROAD,
BETWEEN THE UNDERGROUND COMPANY, LTD. AND ELEVATE DEVELOPMENT COMPANY, LLC

WHEREAS, on June 3, 2019 under Roll Call No. 19-0865, the City Council approved a private construction contract in the amount of \$12,180.00, between The Underground Company, Ltd., Duane Burkhardt, President, 12245 Dakota Street, Carlisle, IA, 50047 - as Contractor, and Elevate Development Company, LLC, Jeff Stanbrough, Owner, 10888 Hickman Road, Suite 3B, Clive, IA, 50325 - as Owner, for construction of Sanitary Sewer Improvements described as sanitary sewer improvements to serve new townhomes located at 1920, 1924, 1928, 1932 and 1936 Merle Hay Road, as shown on Plan File Numbers 597-235/236, 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 \$12,180.00, which have been constructed in substantial compliance with the contract documents between The Underground Company, Ltd. and Elevate Development Company, LLC, which were approved under Roll Call No. 19-0865, dated June 3, 2019, be received and filed; and that completion of said Sanitary Sewer Improvements described as sanitary sewer improvements to serve new townhomes located at 1920, 1924, 1928, 1932 and 1936 Merle Hay Road, as shown on Plan File Numbers 597-235/236, is hereby acknowledged and that said Sanitary Sewer Improvements are hereby accepted.

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Activity ID 07-2019-107

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), Elevate Development Company, LLC

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

MOTION CARRIED APPROVED
J. M. Franklin Cownie
 Mayor

I, P. Kay Cmelik, 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.

P. Kay Cmelik
 City Clerk