

★ Roll Call Number

Agenda Item Number

20-0193

44 B5

DATE January 27, 2020

APPROVING COMPLETION AND ACCEPTANCE OF THE  
SANITARY SEWER IMPROVEMENTS SET FORTH IN AND CONSTRUCTED  
PURSUANT TO SAID PRIVATE CONSTRUCTION CONTRACT, GRAY'S STATION PLAT 2,  
BETWEEN MCANINCH CORPORATION AND HRC NFS I, LLC

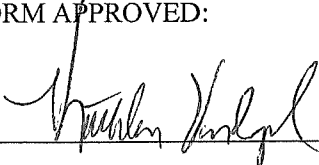
WHEREAS, on September 7, 2018 under Roll Call No. 18-1467, the City Council approved a private construction contract in the amount of \$599,698.00, between McAninch Corporation, Douglas D. McAninch, President/CEO, 4001 Delaware Avenue, Des Moines, IA, 50313 - as Contractor, and HRC NFS I, LLC, Rick Tollackson, President and CEO, 6900 Westown Parkway, West Des Moines, IA, 50266 - as Owner, for construction of Sanitary Sewer Improvements described as sanitary sewer improvements for Gray's Station Preliminary Plat 2 shown on Plan File Numbers 598-001/064 located on property owned by the Owner, HRC NFS I, LLC (said Private Construction Contract did not include construction of the Sanitary Sewer Improvements on property owned by River Point West, LLC) 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 \$599,698.00, which have been constructed in substantial compliance with the contract documents between McAninch Corporation and HRC NFS I, LLC, which were approved under Roll Call No. 18-1467, dated September 7, 2018, be received and filed; and that completion of said Sanitary Sewer Improvements described as sanitary sewer improvements for Gray's Station Preliminary Plat 2 shown on Plan File Numbers 598-001/064 located on property owned by the Owner, HRC NFS I, LLC (said Private Construction Contract did not include construction of the Sanitary Sewer Improvements on property owned by River Point West, LLC) is hereby acknowledged and that said Sanitary Sewer Improvements are hereby accepted.

Activity ID 07-2019-106

Moved by Mandelbaum to adopt.

FORM APPROVED:



Kathleen Vanderpool  
Deputy City Attorney

SLN

Funding Source: All project costs are to be paid by the Owner(s), HRC NFS I, LLC

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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			

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.

MOTION CARRIED *J. M. Frankin Cownie* APPROVED  
 \_\_\_\_\_  
 Mayor

*P. Kay Cmelik*  
 \_\_\_\_\_  
 City Clerk