



Roll Call Number

21-0955

Agenda Item Number

11B

DATE June 28, 2021

APPROVING COMPLETION AND ACCEPTANCE OF THE PAVING IMPROVEMENTS SET FORTH IN AND CONSTRUCTED PURSUANT TO SAID PRIVATE CONSTRUCTION CONTRACT, RUBY ROSE RIDGE, BETWEEN LEGACY EXCAVATION, LLC AND KENYON HILL RIDGE, LLC

WHEREAS, on June 8, 2020 under Roll Call No. 20-0894, the City Council approved a private construction contract in the amount of \$300,000.00, between Legacy Excavation, LLC, John Larson, Owner - as Contractor, and Kenyon Hill Ridge, LLC, Dean Quirk, Managing Partner, 33459 Berns Shore Drive, Adel, IA, 50003 - as Owner, for construction of Paving Improvements described as paving improvements to serve Ruby Rose Ridge development located at 5066 N.E. 23rd Avenue, as shown on Plan File Numbers 600-224/254, 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 Paving Improvements in the amount of \$300,000.00, which have been constructed in substantial compliance with the contract documents between Legacy Excavation, LLC and Kenyon Hill Ridge, LLC, which were approved under Roll Call No. 20-0894, dated June 8, 2020, be received and filed; and that completion of said Paving Improvements described as paving improvements to serve Ruby Rose Ridge development located at 5066 N.E. 23rd Avenue, as shown on Plan File Numbers 600-224/254, is hereby acknowledged and that said Paving Improvements are hereby accepted.

Activity ID 062019108

Moved by Gatto to adopt.

FORM APPROVED:

s/Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

Funding Source: All project costs are to be paid by the Owner(s), Kenyon Hill Ridge, LLC

SLN PW

Table with columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, WESTERGAARD, GRAY, BOESEN, VOSS, MANDELBAUM, GATTO, and 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 APPROVED
J.M. Frankhu Cownie
Mayor

P. Kay Cmelik
City Clerk