

★ Roll Call Number

22-1617

Agenda Item Number

9D

Date October 24, 2022

APPROVING COMPLETION AND ACCEPTANCE OF THE TRAFFIC SIGNAL IMPROVEMENTS SET FORTH IN AND CONSTRUCTED PURSUANT TO SAID PRIVATE CONSTRUCTION CONTRACT, 611 5TH AVENUE, BETWEEN BAKER ELECTRIC, INC. AND 611 FIFTH AVENUE, L.L.C.

WHEREAS, on July 19, 2021 under Roll Call No. 21-1092, the City Council approved a private construction contract in the amount of \$94,517.00, between Baker Electric, Inc., Chad Layland, President, 111 Jackson Avenue, Des Moines, IA, 50315 - as Contractor, and 611 Fifth Avenue, L.L.C., Gerard Neugent, Manager, 5000 Westown Parkway, Suite 400, West Des Moines, IA, 50266 - as Owner, for construction of Traffic Signal Improvements described as Traffic Signal Improvements located on the southeast corner of 5th Avenue and Park Street, and the northeast corner of 5th Avenue and Watson Powell Jr. Parkway as shown on Plan File numbers 629-167/169, 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 Traffic Signal Improvements in the amount of \$94,517.00, which have been constructed in substantial compliance with the contract documents between Baker Electric, Inc. and 611 Fifth Avenue, L.L.C., which were approved under Roll Call No. 21-1092, dated July 19, 2021, be received and filed; and that completion of said Traffic Signal Improvements described as Traffic Signal Improvements located on the southeast corner of 5th Avenue and Park Street, and the northeast corner of 5th Avenue and Watson Powell Jr. Parkway as shown on Plan File numbers 629-167/169, is hereby acknowledged and that said Traffic Signal Improvements are hereby accepted.

Activity ID 042021100

Moved by Gatto to adopt. Second by Boesen

FORM APPROVED:

s/ Kathleen Vanderpool

Kathleen Vanderpool Deputy City Attorney

SLN pu

Funding Source: All project costs are to be paid by the Owner(s), 611 Fifth Avenue, L.L.C.

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, GATTO, MANDELBAUM, SHEUMAKER, VOSS, WESTERGAARD, and TOTAL.

CERTIFICATE

I, LAURA BAUMGARTNER, City Clerk of said City Council hereby certify that at a meeting of the City Council of said City of Des Moines, 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.

J. M. Frankie Cownie Mayor

Laura Baumgartner City Clerk