



Roll Call Number

26-0292

Agenda Item Number

7 D

Date March 9, 2026

APPROVING COMPLETION AND ACCEPTANCE OF THE SANITARY AND STORM SEWER IMPROVEMENTS SET FORTH IN AND CONSTRUCTED PURSUANT TO PRIVATE CONSTRUCTION CONTRACT, THREE LAKES ESTATES PLAT 13, BETWEEN LEGACY EXCAVATION, L.L.C. AND TIMBERCREST HOMES, L.L.C.

WHEREAS, on April 15, 2024 under Roll Call No. 24-0560, the City Council approved a private construction contract in the amount of \$699,612.51, between Legacy Excavation, L.L.C., John W. Larson, Owner, 5721 Merle Hay Road, Suite 18, Johnston, IA, 50131 as Contractor, and Timbercrest Homes, L.L.C., John W. Larson, Owner, 5721 Merle Hay Rd, Suite 18, Johnston, IA, 50131 as Owner, for construction of Sanitary and Storm Sewer Improvements to serve Three Lakes Estates Plat 13, located southeast of E. Army Post Road and Sweetwater Drive as shown on Plan File No. 644-024/055, 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 and Storm Sewer Improvements, which have been constructed in substantial compliance with the contract documents be received and filed; and that said Sanitary and Storm Sewer Improvements are hereby accepted.

Activity ID: 072024102

Moved by Gatto to adopt. Second by Voss

FORM APPROVED:

/s/ Glenna K. Frank
Glenna K. Frank
Deputy City Attorney

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

SLNpw

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

CERTIFICATE

I, Laura Baumgartner, City Clerk of said City 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.

MOTION CARRIED APPROVED Connie Bosen Mayor

Laura Baumgartner City Clerk