

★ Roll Call Number

09-263

Agenda Item Number

9

DATE February 23, 2009

APPROVING COMPLETION AND ACCEPTANCE OF THE PRIVATE CONSTRUCTION
CONTRACT FOR SANITARY AND STORM SEWER IMPROVEMENTS,
AIRPORT INDUSTRIAL PARK PLAT 2,
BETWEEN THE UNDERGROUND COMPANY, LTD. AND CORNERSTONE FAMILY CHURCH

WHEREAS, on July 14, 2008 under Roll Call No. 08-1165, the City Council approved a private construction contract in the amount of \$155,361.00, between The Underground Company, Ltd., Duane Burkhardt, President, 12245 Dakota Street, Carlisle, IA, 50047 - as Contractor, and Cornerstone Family Church, Dan Berry, President, 3114 SW 61st Street, Des Moines, IA, 50321 - as Owner, for construction of Sanitary and Storm Sewer Improvements described as construction of sanitary and storm sewer improvements in the proposed Airport Industrial Park Plat 2 on SW 63rd Street at McKinley Avenue, Des Moines, IA as per Plan File Nos. 476-045/050, 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 in the amount of \$132,217.32, which have been constructed in substantial compliance with the contract documents between The Underground Company, Ltd. and Cornerstone Family Church, which were approved under Roll Call No. 08-1165, dated July 14, 2008, be received and filed; and that completion of said Sanitary and Storm Sewer Improvements described as construction of sanitary and storm sewer improvements in the proposed Airport Industrial Park Plat 2 on SW 63rd Street at McKinley Avenue, Des Moines, IA as per Plan File Nos. 476-045/050, is hereby acknowledged and that said Sanitary and Storm Sewer Improvements are hereby accepted.

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Activity ID 07-2008-107

Moved by Hensley to adopt.

FORM APPROVED:

Kathleen Vanderpool
 Kathleen Vanderpool
 Deputy City Attorney

EB Funding Source: All project costs are to be paid by the Owner(s), Cornerstone Family Church

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
TOTAL	7			

I, Diane Rauh, 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
T. M. Franklin
 Mayor

Diane Rauh
 City Clerk