Roll Call Number

Agenda Item Number

DATE April 11, 2011

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2009 SEWER REPAIR CONTRACT 1, VAN HAUEN & ASSOCIATES, INC.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the attached report of the Jurisdictional Engineer, showing the cost of the construction of the 2009 Sewer Repair Contract 1, 08-2009-021, in accordance with the contract approved between Van Hauen & Associates, Inc., Brian Tancos, President, 1205 SW 37th Street, Grimes, IA 50111, under Roll Call No. 09-1501, of August 10, 2009, and the City of Des Moines, and recommending the acceptance thereof, be and the same is hereby approved, and accepted, and

BE IT FURTHER RESOLVED: That \$1,101,507.69 is the total cost, of which \$1,044,722.31 has been paid the Contractor, and \$1,710.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$55,075.38 is to be paid at the end of thirty days, with funds retained for unresolved claims on file in accordance with Iowa Code Chapter 573.

BE IT FURTHER RESOLVED: That the Des Moines Finance Director be and is hereby authorized to release said retainage if suit is not filed as above provided.

to adopt. Moved by FORM APPROVED: **FUNDS AVAILABI** Kathleen Vanderpool Scott E. Sanders Deputy City Attorney Des Moines Finance Director

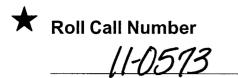
Funding Source: 2011-2012 CIP, Page Storm-4, City-wide Storm Water Utility Projects, STE057, Being: This project is repair of infrastructure damaged during the 2008 Iowa Disaster and is partially eligible under Disaster Number: FEMA-1763-DR-IA which is the Disaster Declaration for Public Assistance. Funding is as follows:

• \$210,773.49 in Sanitary Sewer Funds from City-wide Sanitary Sewers, Page Sanitary-7, SAE054, for all sanitary sewer repairs,

• \$271,066 in FEMA eligible construction cost from 2011-2012 Operating Budget, 2008 Storms Mitigation/Recovery, OPR178, being 90% FEMA (\$243,959.40) and 10% Iowa State Emergency Funds (\$27,106.60),

• the remaining \$619,668.20 in Storm Water Utility Funds from City-wide Storm Sewers, Page Storm-4, STE057.

Disaster Number: FEMA-1763-DR-IA



DATE April 11, 2011

Agenda Item Number



					_
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT	l
COWNIE	~				
COLEMAN					
GRIESS	~				
HENSLEY					
MAHAFFEY	~				
MEYER				\checkmark	
MOORE	~		1		
TOTAL	6		4	1	
MOTION CARRIER		-	1	APPROVED	
7 M. Jaan					
· MY TANK					Ĺ
Mayor				~	

CERTIFICATE

I, DIANE RAUH, 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

first above written. 9 - A ane City Clerk