



Roll Call Number

Agenda Item Number

11-1077

10 B

DATE June 27, 2011

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 1212 E. 35TH COURT EMERGENCY SANITARY SEWER REPAIR, VAN HAUEN & ASSOCIATES, INC.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the attached report of the Des Moines City Engineer, showing the cost of the construction of the 1212 E. 35th Court Emergency Sanitary Sewer Repair, 07-2011-008, in accordance with the emergency contract approved between Van Hauen & Associates, Inc., Brian Tancos, President, 1205 SW 37th Street, Grimes, IA 50111, and the City of Des Moines, which was executed by the City Manager on January 13, 2011, pursuant to Iowa Code Section 384.103(2), and recommending the acceptance thereof, be and the same is hereby approved, and

BE IT FURTHER RESOLVED: That \$80,879.10 is the total cost, of which \$62,472.00 has been paid the Contractor, and \$14,363.14 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$4,043.96 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.

Moved by Hensley to adopt.

FORM APPROVED:

FUNDS AVAILABLE

Kathleen Vanderpool by AD Kathleen Vanderpool Deputy City Attorney

Scott E. Sanders Des Moines Finance Director

Funding Source: 2011-2012, Page Sanitary - 7, City-wide Sanitary Sewers, SAE054, Sanitary Sewer Funds

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GRIESS, HENSLEY, MAHAFFEY, MEYER, MOORE, and TOTAL (7 yeas).

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.

Mayor signature: T. M. Franklin

City Clerk signature: Diane Rauh