



Roll Call Number

11-1348

Agenda Item Number

8A

DATE August 8, 2011

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2010 EXPANDED STREET RESURFACING PROGRAM - CONTRACT 2, OMG MIDWEST, INC. D/B/A DES MOINES ASPHALT & PAVING

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 2010 Expanded Street Resurfacing Program - Contract 2, 06-2010-016, in accordance with the contract approved between OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving, James Gauger, President, P.O. Box 3365, Des Moines, IA 50316-0365, under Roll Call No. 10-1323, of August 9, 2010, 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 \$1,740,553.01 is the total cost, of which \$1,653,525.36 has been paid the Contractor, and \$0.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$87,027.65 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 Mahaffey to adopt.

FORM APPROVED:

Kathleen Vanderpool Deputy City Attorney

FUNDS AVAILABLE

Scott E. Sanders Des Moines Finance Director

Funding Source: 2011-2012 CIP, Page Street-47, Special City-wide Street Improvements, STR217, Being: \$867,784 in I-JOBS Local Street & Road Funding (\$630,532.64 in Rebuild Iowa Infrastructure Fund per House File 822 and \$237,251.23 in ARRA Block Grant per House File 820) and \$872,769.01 in Gaming Monies from the Agreement with Polk County and The Racing Association of Central Iowa

I-JOBS Local Street & Road Funding

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

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.

7. M. Franklin Council Mayor

Diane Rauh City Clerk