



Roll Call Number

11-1350

Agenda Item Number

8C

DATE August 8, 2011

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR ASHWORTH POOL FILTER REPLACEMENT, BERGSTROM CONSTRUCTION, 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 Ashworth Pool Filter Replacement, 11-2009-008, in accordance with the contract approved between Bergstrom Construction, Inc., Tom Gorgas, President, 1719 Hull Avenue, Des Moines, IA 50313, under Roll Call No. 09-427, of March 9, 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 \$282,602.00 is the total cost, of which \$256,326.15 has been paid the Contractor, and \$12,145.75 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$14,130.10 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:

[Signature of Kathleen Vanderpool]

Kathleen Vanderpool Deputy City Attorney

FUNDS AVAILABLE

[Signature of Scott E. Sanders]

Scott E. Sanders Des Moines Finance Director

[Handwritten initials]

Funding Source: 2011-2012 CIP, Page Park-19, Swimming Pools and Aquatic Infrastructure, PKS153

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.

[Signature of T. M. Franklin] Mayor

[Signature of Diane Rauh] City Clerk