



Roll Call Number

11-1858

Agenda Item Number

13E

DATE November 7, 2011

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2010 SIDEWALK REPLACEMENT PROGRAM, T K CONCRETE 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 2010 Sidewalk Replacement Program, 09-2010-004, in accordance with the contract approved between T K Concrete Inc., Tony J. Ver Meer, President, 1608 Fifield Road, Pella, IA 50219, under Roll Call No. 10-1165, of July 12, 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 \$283,184.33 is the total cost, of which \$253,774.22 has been paid the Contractor, and \$15,250.89 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$14,159.22 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

JFB

Funding Source: 2011-2012 CIP, Page Street-30, Sidewalk Replacement, STR084, Being: \$158,135 in G. O. Bonds from STR084 with a transfer of \$125,049.33 in Gaming Monies from STR-217, Special City-wide Street Improvements, Page Street-40.

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