



Roll Call Number

12-0168

Agenda Item Number

11A

DATE February 13, 2012

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2009 SEWER LINING PROGRAM, INSITUFORM TECHNOLOGIES USA, 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 2009 Sewer Lining Program, 07-2009-003, in accordance with the contract approved between Insituform Technologies USA, Inc., J. Joseph Burgess, President & CEO, 17988 Edison Avenue, Chesterfield, MO 63005, under Roll Call No. 09-502, of March 23, 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 \$4,310,845.44 is the total cost, of which \$3,990,795.15 has been paid the Contractor, and \$104,508.02 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$215,542.27 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:

Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE

Scott E. Sanders
Scott E. Sanders
Des Moines Finance Director

SEB

Funding Source: 2011-2012 CIP, Page Sanitary-13, Lining Sanitary Trunk and Lateral Sewers, SAE049, Being: \$4,033,481.44 in Sanitary Sewer Funds from SAE049 and \$277,364.00 in Storm Water Utility Funds from City-Wide Storm Water Utility Program, Page Storm-4, STE057

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|----------------|------|------|------|--------|
| COWNIE | ✓ | | | |
| COLEMAN | ✓ | | | |
| GRIESS | ✓ | | | |
| HENSLEY | ✓ | | | |
| MAHAFFEY | ✓ | | | |
| MEYER | ✓ | | | |
| MOORE | ✓ | | | |
| TOTAL | 7 | | | |

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.

T. M. Franklin
Mayor

Diane Rauh
City Clerk