



Roll Call Number

Agenda Item Number

12-0171

11D

DATE February 13, 2012

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT  
FOR 2009 BRIDGE EMBANKMENT SCOUR REPAIRS, 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 2009 Bridge Embankment Scour Repairs, 12-2009-004, 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. 10-673, of April 26, 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 \$44,662.28 is the total cost, of which \$29,902.20 has been paid the Contractor, and \$12,526.97 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$2,233.11 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

*JB* Funding Source: 2012 Operate Budget, Page 102, Storm Mitigation/Recovery, OPR178, Being: 100% FEMA reimbursement

FEMA Disaster 1763 Project PW5253



**Roll Call Number**

12-0171

**Agenda Item Number**

11D

DATE February 13, 2012

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

MOTION CARRIES 7 APPROVED

T. M. Franklin Cooney  
Mayor

**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.

Diane Rauh  
City Clerk