



**Roll Call Number**

12-0968

**Agenda Item Number**

13B

DATE June 25, 2012

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT  
FOR CROCKER STREET AT 5TH AVENUE, 6TH AVENUE & 7TH STREET TRAFFIC SIGNAL  
INSTALLATION, BAKER ELECTRIC, 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 Crocker Street at 5th Avenue, 6th Avenue & 7th Street Traffic Signal Installation, 04-2007-001, in accordance with the contract approved between Baker Electric, Inc., Britt Baker, CEO, 111 Jackson Avenue, Des Moines, IA 50315, under Roll Call No. 08-1266, of July 14, 2008, 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 \$345,724.53 is the total construction cost of which \$335,352.69 has been paid to the Contractor, with a final partial payment of \$0.00 to be paid now, and the remaining balance of \$10,371.84 be paid at the end of thirty days, with funds retained for unresolved claims on file in accordance with Iowa Code Chapter 573, and provided that a release of this payment has been approved by the Iowa Department of Transportation through the Department of Engineering for the City of Des Moines, Iowa. Said Engineering Department shall not release this payment until all project audits have been completed, and any monetary penalties resulting from audit deficiencies shall be deducted from said balance of \$10,371.84 before being released to the Contractor.

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

Funding Source: Being: \$150,000 in FHWA Surface Transportation Program (STP) funds; \$138,666.87 in Iowa DOT Traffic Safety Improvement Funds; and \$57,057.66 in 2009-2010 CIP, Page Traffic - 9, Traffic Signal Installation - Crocker Street at Fifth Avenue, Sixth Avenue, & Seventh Street, TFC096  
CS-TSF-1945(716)--85-77, STP-U-1945(727)--70-77

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

MOTION CARRIED

APPROVED

T. M. Franklin  
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