

★ Roll Call Number

Agenda Item Number

12-1080

11A

DATE July 9, 2012

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR WOODLAND AVENUE STORM SEWER - 12TH STREET TO 15TH STREET, THE UNDERGROUND COMPANY, LTD.**

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 Woodland Avenue Storm Sewer - 12th Street to 15th Street, 08-2011-003, in accordance with the contract approved between The Underground Company, Ltd., Duane Burkhardt, President, 12245 Dakota Street, Carlisle, IA 50047, under Roll Call No. 11-0552, of March 28, 2011, 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 \$650,907.79 is the total cost, of which \$572,602.23 has been paid the Contractor, and \$45,760.17 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$32,545.39 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: 2012-13 CIP, Page Sanitary -17, Twelfth Street Sewer Separation Project, SAE128, Being: \$649,907.79 Sanitary Sewer Funds from SAE128; \$1,000 - Des Moines Water Works for bid items 27 and 28

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.

MOTION CARRIED 7 APPROVED  
T. M. Franklin  
Mayor

Diane Rauh  
City Clerk