



Roll Call Number

Agenda Item Number

12-1234

10A

DATE August 13, 2012

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR CENTER STREET PEDESTRIAN BRIDGE (RIVERWALK), CRAMER AND ASSOCIATES, 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 Center Street Pedestrian Bridge (Riverwalk), 12-2006-005, in accordance with the contract approved between Cramer and Associates, Inc., Robert Cramer, President/CAO, 990 NE 44th Avenue, Des Moines, IA 50313, under Roll Call No. 07-486, of March 12, 2007, 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 \$9,998,666.03 is the total construction cost of which \$9,968,666.03 has been paid to the Contractor, with a final partial payment of \$0.00 to be paid now, and the remaining balance of \$30,000.00 be paid at the end of thirty days, provided no claims or liens have been filed against said project, 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 \$30,000.00 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 *Bensley* to adopt.

FORM APPROVED:

FUNDS AVAILABLE

Kathleen Vanderpool

Scott E. Sanders

Kathleen Vanderpool
Deputy City Attorney

Scott E. Sanders
Des Moines Finance Director

EB

Funding Source: 2012-2013 CIP, Page Park-17, Principal Riverwalk, PKS162, Various Funding, Being: \$7,306,710 in Federal funding which includes \$1,967,856 in Federal Earmark Section 117 funds (100% of construction is eligible), \$742,500 in Federal Earmark Section 112 funds (100% of construction is eligible), \$3,599,601 in Federal SAFETEA-LU HP 3298 funds over Federal Fiscal Years 2005-2009, \$996,753 in Federal SAFETEA-LU TI 125 funds over Federal Fiscal Years 2005-2009; \$687,930.26 in Principal Life Insurance Company funds; \$500,000 in Des Moines TIF funds; the remaining \$1,504,025.77 in State Vision Iowa funds.

EDP-1945(709)--7Y-77



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

MOTION CARRIED 7 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 Fauh
 City Clerk