



Roll Call Number

13-0295

Agenda Item Number

9B

DATE February 25, 2013

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR MULBERRY STREET PAVING - 13TH STREET TO 15TH STREET, MCANINCH CORPORATION

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 Mulberry Street Paving - 13th Street to 15th Street, 06-2010-017, in accordance with the contract approved between McAninch Corporation, Douglas D. McAninch, President, 4001 Delaware Avenue, Des Moines, IA 50313, under Roll Call No. 11-0479, of March 14, 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 \$3,359,050.37 is the total cost, of which \$3,337,848.32 has been paid the Contractor, and \$0.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$21,202.05 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 City Manager be and is hereby authorized and directed to certify the Pollution Prevention Plan Inspection Summary and the NPDES Stormwater General Permit Notice of Discontinuation for the above referenced project on behalf of the City of Des Moines and submit said documents to the Iowa Department of Natural Resources.

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 *Densley* to adopt.

FORM APPROVED:

Kathleen Vanderpool by AW
Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE

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

EB Funding Source: 2012-2013 CIP, Page Street - 21, Mulberry Street Paving - 13th/15th, STR247, Being: \$1,438,996.70 in TIF backed G.O. Bonds STR247 - Mulberry Street Paving 13th/15th; \$699,528.98 transfer of TIF Backed G.O. Bonds, Page Fire - 4, Central Fire Station Replacement, FIR039; \$558,255.58 Storm Water Utility Funds; \$149,748.04 Sanitary Sewer Funds; \$390,586.07 - Central Iowa Shelter Services; and \$121,935 - Des Moines Water Works



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

MOTION CARRIED 7.00 Franklin Council APPROVED
 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