

★ **Roll Call Number**
13-1545

Agenda Item Number
9B

DATE October 7, 2013

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT
 FOR 2012 PARK PLAYGROUND IMPROVEMENTS, 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 2012 Park Playground Improvements, 11-2011-008, 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. 12-1128, of July 9, 2012, 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 \$179,982.30 is the total cost, of which \$167,325.68 has been paid the Contractor, and \$7,257.15 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$5,399.47 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 Mahaffey 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: 2013-2014 CIP, Page Park - 13, Park Improvements, PK137, Being: \$160,000 in G.O. Bonds, PK137; the remaining \$19,982.30 (Edna Griffin Park), FY 2013/14 Budget – Community Development Block Grant Fund, SP020, CDD049900, CDBG2006018, Page 55

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

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