



Roll Call Number

150194

Agenda Item Number

9B

DATE February 9, 2015

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR MUNICIPAL SERVICE CENTER - PHASE 1, NEUMANN BROTHERS, 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 Municipal Service Center - Phase 1, 10-2012-002, in accordance with the contract approved between Neumann Brothers, Inc., Marshall G. Linn III, President/CEO, 1435 Ohio Street, Des Moines, IA 50314, under Roll Call No. 13-0610, of April 8, 2013, 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 \$15,179,615.22 is the total cost, of which \$15,116,451.90 has been paid the Contractor, and \$18,863.32 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$44,300.00 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 Interim Des Moines Finance Director be and is hereby authorized to release said retainage if suit is not filed as above provided.

Moved by Gatto to adopt.

FORM APPROVED:

Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE

Daniel E. Ritter
Interim Des Moines Finance Director

ACE Funding Source: 2014-2015 CIP, Page Building - 9, Municipal Service Center, BL124, Being: \$4,497,260.80 (maximum) in Federal Surface Transportation Program (STP) funds being 80% eligible functional replacement costs under IDOT Project No. NHSX-U-1945(305)--8S-77, \$10,323,694.20 in TIF backed G.O. Bonds issued (\$1,000,000 of the TIF issued was intended for ST219, S.E. Connector - S.E. Sixth Street to S.E. 14th - those TIF Bonds were replaced by G.O. Bonds), and the remaining \$184,945 funded by energy rebates

NHSX-U-1945(305)--8S-77



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COUNCIL ACTION	YEAS	NAYS	Pass	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MOORE	✓			
TOTAL	7			
MOTION CARRIED	APPROVED			
<i>T. M. Franklin Cowie</i> 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