

★ Roll Call Number

116-0259

Agenda Item Number

10

DATE February 22, 2016

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT
FOR SANITARY SEWER GATEWELL 280 REPAIR NEAR SW 7TH STREET, J & K CONTRACTING,
LLC**

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 Sanitary Sewer Gatewell 280 Repair Near SW 7th Street, 07-2015-001, in accordance with the contract approved between J & K Contracting, LLC, Jeremy Feldmann, President, 1307 East Lincoln Way, Ames, IA 50010-1790, under Roll Call No. 15-0372, of March 9, 2015, 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 \$84,400.00 is the total cost, of which \$81,868.00 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 \$2,532.00 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 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

Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE

D. Ritter

Daniel E. Ritter
Des Moines Finance Director

Funding Source: 2015-2016 CIP, Page Sanitary - 6, City-wide Sanitary Sewers, SS054, Sanitary Sewer Funds

| COUNCIL ACTION | YEAS | NAYS | Pass | ABSENT |
|----------------|------|------|------|--------|
| COWNIE | ✓ | | | |
| COLEMAN | ✓ | | | |
| GATTO | ✓ | | | |
| GRAY | ✓ | | | |
| HENSLEY | ✓ | | | |
| MOORE | ✓ | | | |
| WESTERGAARD | ✓ | | | |
| 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.

T. M. Franklin
Mayor

Diane Rauh
City Clerk