

★ Roll Call Number

Agenda Item Number

16.1107

10 B

DATE July 11, 2016

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR HULL AVENUE ROADWAY IMPROVEMENTS AT UPRR, ABSOLUTE CONCRETE CONSTRUCTION, 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 Hull Avenue Roadway Improvements at UPRR, 06-2014-003, in accordance with the contract approved between Absolute Concrete Construction, Inc., Matt Triggs, President, 505 1st Avenue, PO Box 148, Slater, IA 50244, under Roll Call No. 15-0546, of March 23, 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 \$741,749.24 is the total cost, of which \$719,496.76 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 \$22,252.48 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.

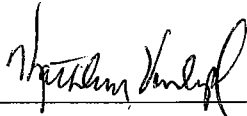
BE IT FURTHER RESOLVED: That the City Manager be and is hereby authorized and directed to certify the Pollution Prevention Plan Inspection Summary and the NPDES Stormwater General Permit Notice of Discontinuation for the above referenced project on behalf of the City of Des Moines and submit said documents 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 Hensley to adopt.

FORM APPROVED:

FUNDS AVAILABLE



Kathleen Vanderpool  
Deputy City Attorney

Daniel E. Ritter  
Des Moines Finance Director

Funding Source: 2016-2017 CIP, Page Street - 48, UPRR Crossing Closures Mitigation, ST253, Being: \$15,500, Des Moines Water Works reimbursement; and the remaining \$726,249.24 in Union Pacific Railroad funds, ST253

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COUNCIL ACTION	YEAS	NAYS	Pass
COWNIE	1		
COLEMAN	1		
GATTO	1		
GRAY	1		
HENSLEY	1		
MOORE	1		
WESTERGAARD	1		
TOTAL	7		

MOTION CARRIED

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 Rauh*  
 City Clerk