

★ Roll Call Number

Agenda Item Number

16-1294

11A

DATE August 8, 2016

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2015 DIAMOND GRINDING PROGRAM, DIAMOND SURFACE, 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 2015 Diamond Grinding Program, 06-2015-007, in accordance with the contract approved between Diamond Surface, Inc., Terrence L. Kraemer, President, 21025 Commerce Blvd., Suite 900, Rogers, MN 55374, under Roll Call No. 15-1310, of July 27, 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 \$682,356.11 is the total cost, of which \$661,885.43 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 \$20,470.68 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 Hensley to adopt.

FORM APPROVED:

FUNDS AVAILABLE

[Signature of Kathleen Vanderpool]

[Signature of Daniel E. Ritter]

Kathleen Vanderpool Deputy City Attorney

Daniel E. Ritter Des Moines Finance Director

Funding Source: 2016-2017 CIP, Page Street - 8, Concrete Paving Restoration Program - Public Works, ST102, Being: \$180,915.78 in G.O. Bonds, ST102, and the remaining \$501,440.33 in additional Road Use Tax Funds

Table with columns: COUNCIL ACTION, YEAS, NAYS, Pass. Rows include COWNIE, COLEMAN, GATTO, GRAY, HENSLEY, MOORE, WESTERGAARD, and TOTAL (7 yeas).

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.

[Signature of Mayor T. M. Franklin]

[Signature of Diane Fauh]