

★ **Roll Call Number**

**Agenda Item Number**

16-1392

15B

DATE August 22, 2016

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT  
FOR EWING PARK PARKING LOT WATER QUALITY IMPROVEMENTS, VANDERPOOL  
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 Ewing Park Parking Lot Water Quality Improvements, 11-2014-007, in accordance with the contract approved between Vanderpool Construction, Inc., Tobin Vanderpool, President, 1100 N. 14th Street, Indianola, IA 50125-1506, under Roll Call No. 15-0696, of April 20, 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 \$134,655.01 is the total cost, of which \$126,046.08 has been paid the Contractor, and \$4,569.28 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$4,039.65 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 Moore to adopt.

FORM APPROVED:

Kathleen Vanderpool  
Kathleen Vanderpool  
Deputy City Attorney

FUNDS AVAILABLE

D. Ritter  
Daniel E. Ritter  
Des Moines Finance Director

ASC Funding Source: 2016-2017 CIP, Page Park - 16, Urban Conservation Projects, PK167, Being: \$67,327.51 in IDNR Lake Restoration funding for 50% of eligible construction costs (Max \$82,500) under agreement 14-ESD-GSB-Rglaz-0010, and the remaining \$67,327.50 in G.O. Bonds, PK167

COUNCIL ACTION	YEAS	NAYS	Pass	Absent
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY				✓
MOORE	✓			
WESTERGAARD	✓			
TOTAL	6			1

**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 Cownie  
Mayor

Diane Rauh  
City Clerk