

★ **Roll Call Number**
16-1809

Agenda Item Number
13

DATE October 24, 2016

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT
 FOR 2015 ADA SIDEWALK RAMP PROGRAM - CONTRACT 3, KINGSTON SERVICES, 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 2015 ADA Sidewalk Ramp Program - Contract 3, 09-2015-007, in accordance with the contract approved between Kingston Services, LLC, Dan Hutton, President, 1501 Ohio Street, Des Moines, IA 50314, under Roll Call No. 15-1197, of July 13, 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 \$430,904.10 is the total cost, of which \$417,976.98 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 \$12,927.12 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 Coleman to adopt.

FORM APPROVED:

FUNDS AVAILABLE

Kathleen Vanderpool

D. Ritter

Kathleen Vanderpool
 Deputy City Attorney

Daniel E. Ritter
 Des Moines Finance Director

AE Funding Source: 2016-2017 CIP, Page Street – 31, Sidewalks - ADA Compliance, SW095, G. O. Bonds

COUNCIL ACTION	YEAS	NAYS	Pass
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