

★ Roll Call Number

17-1351

Agenda Item Number

16C

DATE August 14, 2017

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT
FOR INDIANOLA AVENUE WIDENING - PHASE 4, CONCRETE TECHNOLOGIES, 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 Indianola Avenue Widening - Phase 4, 06-2015-001, in accordance with the contract approved between Concrete Technologies, Inc., Brad Baumler, President, 1001 SE 37th Street, Grimes, IA 50111, under Roll Call No. 15-1203, 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 BE IT FURTHER RESOLVED: That \$4,016,740.86 is the total construction cost of which \$3,986,740.86 has been paid to the Contractor, with a final partial payment of \$0.00 to be paid now, and the remaining balance of \$30,000.00 be paid at the end of thirty days, provided no claims or liens have been filed against said project, and provided that a release of this payment has been approved by the Iowa Department of Transportation through the Department of Engineering for the City of Des Moines, Iowa. Said Engineering Department shall not release this payment until all project audits have been completed, and any monetary penalties resulting from audit deficiencies shall be deducted from said balance of \$30,000.00 before being released to the Contractor.

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 Wensley to adopt.

FORM APPROVED:

Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE

Robert L. Fagen
Robert L. Fagen
Des Moines Finance Director

Funding Source: 2017-2018 CIP, Page Street – 19, Indianola Avenue Widening - S.E. 14th to Army Post Road, ST213, Being: \$2,475,637.38 (maximum) in Federal Surface Transportation Program (STP) funds being 80% eligible for roadway construction costs under STP-U-1945(747)--70-77, \$58,110.57 from Des Moines Water Works for water main construction, and the remaining \$1,482,992.91 in G.O. Bonds

STP-U-1945(747)--70-77

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

MOTION CARRIED

APPROVED

T. M. Franklin Cownie
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