

★ Roll Call Number

17-1353

Agenda Item Number

16E

DATE August 14, 2017

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2016-2017 HMA PAVEMENT SCARIFICATION AND RESURFACING, OMG MIDWEST, INC. D/B/A DES MOINES ASPHALT & PAVING

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 2016-2017 HMA Pavement Scarification and Resurfacing, 06-2016-009, in accordance with the contract approved between OMG Midwest, Inc. d/b/a Des Moines Asphalt & Paving, Jeffrey A. Chapman, General Manager, P.O. Box 3365, Des Moines, IA 50316-0365, under Roll Call No. 16-1258, of July 25, 2016, 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 \$306,761.71 is the total cost, of which \$297,558.86 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 \$9,202.85 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 Wensley to adopt.

FORM APPROVED:

Kathleen Vanderpool Deputy City Attorney

FUNDS AVAILABLE

Robert L. Fagen Des Moines Finance Director

Funding Source: 2017-2018 CIP, Page Street - 4, Asphaltic Paving Restoration Program, ST003, Being: \$221,805.37 in G.O. Bonds and \$21,819.80 in TIF backed G.O. Bonds from ST003, and \$63,136.54 in G.O. Bonds from ST205, Neighborhood Infrastructure Rehabilitation Program, Page Street - 24.

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

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.

Y. M. Franklin Council Mayor

Diane Rauh City Clerk