

★ Roll Call Number

18-0029

Agenda Item Number

10 E

DATE January 8, 2018

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2016 SEWER REPAIR - CONTRACT 1, MINTURN, 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 2016 Sewer Repair - Contract 1, 08-2016-001, in accordance with the contract approved between Minturn, Inc., Clinton M. Rhoads, President, 309 N. Orchard Street, Brooklyn, IA 52211, under Roll Call No. 16-1005, of June 13, 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 \$661,426.59 is the total cost, of which \$641,583.79 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 \$19,842.80 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 Gatto to adopt.

FORM APPROVED:

FUNDS AVAILABLE

Kathleen Vanderpool Deputy City Attorney

Robert L. Fagen Des Moines Finance Director

Funding Source: 2017-2018 CIP, Page Storm - 4, City-wide Storm Water Utility Projects, SM057, Storm Water Utility Funds

Table with columns: COUNCIL ACTION, YEAS, NAYS, Pass, ABSENT. Rows include COWNIE, BOESEN, COLEMAN, GATTO, GRAY, MANDELBAUM, WESTERGAARD, and a TOTAL row showing 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.

T. M. Franklin Council Mayor

Diane Rauh City Clerk