

★ Roll Call Number

18-0756

Agenda Item Number

11 B

DATE May 7, 2018

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR MACRAE PARK SHELTER RENOVATION, BROCON 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 MacRae Park Shelter Renovation, 11-2017-001, in accordance with the contract approved between Brocon Services LLC, Chris Brault, Managing Partner, 6220 NW Beaver Drive, Suite 4, Johnston, IA 50131, under Roll Call No. 17-0227, of February 6, 2017, 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 \$358,742.00 is the total cost, of which \$299,699.45 has been paid the Contractor, and \$48,280.30 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$10,762.25 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 Gray to adopt.

FORM APPROVED:

FUNDS AVAILABLE

Kathleen Vanderpool by AD  
Kathleen Vanderpool  
Deputy City Attorney

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

SLN

Funding Source: 2018-2019 CIP, Page Parks - 9, Park building Improvements, PK143, G. O. Bonds

COUNCIL ACTION	YEAS	NAYS	Pass	ABSENT
COWNIE	✓			
BOESEN	✓			
COLEMAN	✓			
GATTO				✓
GRAY	✓			
MANDELBAUM	✓			
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.

Y. M. Franklin Council Mayor

Diane Rauh City Clerk