

★ Roll Call Number

19-0024

Agenda Item Number

12E

DATE January 14, 2019

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2017 SEWER REPAIR - CONTRACT 1, EJM PIPE SERVICES, 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 2017 Sewer Repair - Contract 1, 08-2017-002, in accordance with the contract approved between EJM Pipe Services, Inc., Mark Montgomery, Vice President, 14461 Lake Drive, Columbus, MN 55025, under Roll Call No. 17-1695, of September 25, 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 \$351,875.15 is the total cost, of which \$328,883.38 has been paid the Contractor, and \$12,435.52 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$10,556.25 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 Gatto to adopt.

FORM APPROVED:

[Signature]

Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE

[Signature]

Robert L. Fagen
Des Moines Finance Director

SLN Funding Source: 2018-2019 CIP, Page Storm - 4, City-wide Storm Water Utility Projects, SM057, Storm Water Utility Funds, Being: \$303,470.15 of Stormwater Funds; \$40,950 from PK137; and the remaining \$7,455 from Des Moines Water Works

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

[Signature] Mayor

[Signature] City Clerk