

★ Roll Call Number

19-0193

Agenda Item Number

11A

DATE February 11, 2019

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR SOUTH UNION STREET BRIDGE OVER MIDDLE SOUTH CREEK REPLACEMENT, HERBERGER CONSTRUCTION COMPANY, 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 South Union Street Bridge over Middle South Creek Replacement, 12-2014-001, in accordance with the contract approved between Herberger Construction Company, Inc., Dean Herberger, President, 2508 West 2nd Avenue, P.O. Box 326, Indianola, IA 50125, under Roll Call No. 16-1778, of October 10, 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 \$893,795.22 is the total cost, of which \$866,981.36 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 \$26,813.86 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 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 Latto to adopt.

FORM APPROVED:

Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE

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

SUN

Funding Source: 2018-2019 CIP, Page Bridge - 13, South Union Street Bridge over South Middle Creek, BR048, Being: \$715,036.18 in Federal Highway Bridge Program funds (\$1,000,000 maximum) being 80% of eligible construction costs under BROS-1945(803)--8J-77, with the remaining \$178,759.04 from BR048, Gaming Monies

BROS-1945(803)--8J-91

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COUNCIL ACTION	YEAS	NAYS	Pass	ABSENT
COWNIE	✓			
BOESEN	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
WESTERGAARD	✓			
TOTAL	7			

MOTION CARRIED

APPROVED

J. M. Frankhu 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