

★ Roll Call Number

Agenda Item Number

19-0348

11A

DATE March 11, 2019

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2018 NEIGHBORHOOD SIDEWALK PROGRAM, TI-ZACK CONCRETE, 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 2018 Neighborhood Sidewalk Program, 09-2018-005, in accordance with the contract approved between Ti-Zack Concrete, Inc., Steve J. Rutt, President, 39352 221st Avenue, Le Center, MN 56057, under Roll Call No. 18-0740, of April 23, 2018, 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 \$330,520.00 is the total cost, of which \$320,604.40 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 \$9,915.60 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

[Signature of Kathleen Vanderpool]

[Signature of Robert L. Fagen]

Kathleen Vanderpool Deputy City Attorney

Robert L. Fagen Des Moines Finance Director

Funding Source: 2018-2019 CIP, Page Streets - 35, Sidewalks - School and Priority Routes, SW081, Being: \$245,368.80 in G.O. Bonds; \$41,541.20 in Step It Up Grant from Des Moines Metropolitan Planning Organization; and the remaining \$43,610 in G.O. Bonds transferred from SW084

Table with columns: COUNCIL ACTION, YEAS, NAYS, Pass, Absent. Rows include COWNIE, BOESEN, COLEMAN, GATTO, GRAY, MANDELBAUM, 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.

[Signature of J. M. Frankin Cownie] Mayor

[Signature of Diane Rauh] City Clerk