

★ Roll Call Number

19.0789

Agenda Item Number

16A

DATE May 20, 2019

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT  
FOR 43RD STREET AND CROCKER STREET SEWER SEPARATION, J & K CONTRACTING, 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 43rd Street and Crocker Street Sewer Separation, 07-2018-004, in accordance with the contract approved between J & K Contracting, LLC, Jeremy Feldmann, President, 10703 Justin Drive, Urbandale, IA 50322, under Roll Call No. 18-0233, of February 5, 2018, and the City of Des Moines, and recommending the acceptance thereof, be and the same is hereby approved, and accepted, and

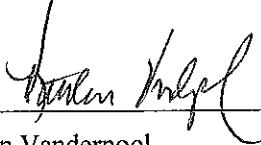
BE IT FURTHER RESOLVED: That \$986,342.64 is the total cost, of which \$956,752.36 has been paid the Contractor, and \$0.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$29,590.28 is to be paid at the end of thirty days, with funds retained 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.

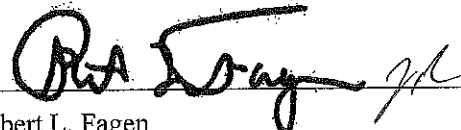
Moved by Gatto to adopt.

FORM APPROVED:



Kathleen Vanderpool  
Deputy City Attorney

FUNDS AVAILABLE



Robert L. Fagen  
Des Moines Finance Director

SLN Funding Source: 2019-2020 CIP, Page Sanitary - 11, Western Ingersoll Run Sewer Separation, SS139, Being: \$493,171.32 Sanitary Sewer Operating Funds, and \$493,171.32 Stormwater Operating Funds

★ Roll Call Number

19.0787

Agenda Item Number

16 A

DATE May 20, 2019

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

MOTION CARRIED

APPROVED

*J. M. Frankin 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