



Roll Call Number

19-0983

Agenda Item Number

11C

DATE June 24, 2019

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR SHEET PILE RETAINING WALL REPAIR ON TRESTLE TO TRESTLE TRAIL EAST OF BEAVER AVENUE, 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 Sheet Pile Retaining Wall Repair on Trestle to Trestle Trail East of Beaver Avenue, 04-2019-006, 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. 18-2022, of December 3, 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 \$529,800.45 is the total cost, of which \$513,906.44 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 \$15,894.01 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 Boesen to adopt.

FORM APPROVED:

Kathleen Vanderpool Deputy City Attorney

FUNDS AVAILABLE

Robert L. Fagen Des Moines Finance Director

Funding Source: 2019-2020 CIP, Page Parks - 13, Multi-Use Trails, PK045, G. O. Bonds

NTS

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.

Bill Gray Mayor Pro Tem

Diane Rauh City Clerk