

★ Roll Call Number

19-1579

Agenda Item Number

14A

DATE October 14, 2019

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR COWNIE BASEBALL SITE IMPROVEMENTS, TK 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 Cownie Baseball Site Improvements, 11-2018-002, in accordance with the contract approved between TK Concrete, Inc., Tony J. Ver Meer, President, 1608 Fifield Road, Pella, IA 50219, under Roll Call No. 18-1202, of July 9, 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 \$180,735.45 is the total cost, of which \$153,765.08 has been paid the Contractor, and \$21,548.31 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$5,422.06 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: Kathleen Vanderpool Deputy City Attorney

FUNDS AVAILABLE Robert L. Fagen Des Moines Finance Director

SLN Funding Source: 2019-2020 CIP, Page Park - 22, Sports Complexes, PK176, G. O. Bonds

Table with columns: COUNCIL ACTION, YEAS, NAYS, Pass, ABSENT. Rows include COWNIE, BOESEN, COLEMAN, GATTO, GRAY, MANDELBAUM, WESTERGAARD, and TOTAL (7 yeas).

CERTIFICATE

I, LAURA BAUMGARTNER, Acting 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.

J. M. Frankhu Cownie Mayor

Laura Baumgartner Acting City Clerk