



Roll Call Number

19-1994

Agenda Item Number

13C

DATE December 16, 2019

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2018 HMA RESIDENTIAL PAVING PROGRAM, OMG MIDWEST, INC. DBA DES MOINES ASPHALT & PAVING

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 HMA Residential Paving Program, 06-2018-008, in accordance with the contract approved between OMG Midwest, Inc. dba Des Moines Asphalt & Paving, Jonathan Nalevanko, Estimating Manager, 2401 SE Tones Drive, Ste. 13, Ankeny, IA 50021, under Roll Call No. 18-0412, of March 8, 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 \$1,803,920.39 is the total cost, of which \$1,749,802.78 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 \$54,117.61 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:

[Signature of Kathleen Vanderpool]

Kathleen Vanderpool Deputy City Attorney

FUNDS AVAILABLE

[Signature of Robert L. Fagen]

Robert L. Fagen Des Moines Finance Director

SLN Funding Source: 2019-2020 CIP, Page Street - 22, Roadway Reconstruction, ST260, Being: \$1,618,502.39 Road Use Tax Funds, \$117,420 of Storm Water Utility Funds, and the remaining \$67,998 from Des Moines Water Works

Table with columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, COLEMAN, GATTO, GRAY, MANDELBAUM, WESTERGAARD, and TOTAL.

CERTIFICATE

I, P. Kay Cmelik, 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. Franklin Cownie] Mayor

[Signature of P. Kay Cmelik] City Clerk