**Roll Call Number**

20-0031

DATE     January 13, 2020

## ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT
## FOR GRAY STREET CONCRETE CULVERT REHABILITATION, PROSHOT 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 Gray Street Concrete Culvert Rehabilitation, 08-2019-001, in accordance with the contract approved between Proshot Concrete, Inc., Anthony McDougle, President, 4158 Musgrove Drive, Florence, AL  35630, under Roll Call No. 19-0513, of March 25, 2019, 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 $693,844.00 is the total cost, of which $672,788.68 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 $21,055.32 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 Interim Des Moines Finance Director be and is hereby authorized to release said retainage if suit is not filed as above provided.

Moved by _____ to adopt.

FORM APPROVED:

Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE

Nickolas J. Schaul
Interim Des Moines Finance Director

Funding Source:  2019-2020 CIP, Page Storm – 4, City-wide Storm Water Utility Projects, SM057, Storm Water Utility Funds

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|---|---|---|---|---|
| COWNIE | ✓ | | | |
| BOESEN | ✓ | | | |
| GATTO | ✓ | | | |
| GRAY | ✓ | | | |
| MANDELBAUM | ✓ | | | |
| VOSS | ✓ | | | |
| WESTERGAARD | ✓ | | | |
| TOTAL | 7 | | | |

MOTION CARRIED                    APPROVED

_____ Mayor

**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.

_____ City Clerk

08-2019-001