



Roll Call Number

20-0743

Agenda Item Number

15B

DATE May 4, 2020

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR LEETOWN CREEKWAY BOX CULVERT FROM DEAN AVENUE TO UNIVERSITY AVENUE, S. M. HENTGES & SONS 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 Leetown Creekway Box Culvert from Dean Avenue to University Avenue, 08-2017-001, in accordance with the contract approved between S. M. Hentges & Sons Inc., Steven M. Hentges, President, 650 Quaker Avenue, Suite 200, Jordan, MN 55352, under Roll Call No. 17-1614, of September 11, 2017, 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 \$8,016,739.39 is the total cost, of which \$7,776,237.21 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 \$240,502.18 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 Interim 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:

SLA Kathleen Vanderpool Deputy City Attorney

FUNDS AVAILABLE [Signature]

Nickolas J. Schaul Interim Des Moines Finance Director

Funding Source: 2019-2020 CIP, Page Storm - 10, Leetown Creekway - Outlet Improvements, SM075, Being: \$7,845,345.39 of Stormwater Funds and Storm Revenue Bonds to be issued, with specific amounts to be determined; \$146,354 from the Iowa State Fair; and the remaining \$25,040 from Des Moines Water Works

Table with columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, GATTO, GRAY, MANDELBAUM, VOSS, 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] Mayor

[Signature] City Clerk