

★ **Roll Call Number**
20-1093

Agenda Item Number
12 B

DATE July 13, 2020

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT
 FOR GLENDALE CEMETERY ROAD RECONSTRUCTION AND GRAY'S LAKE TRAIL RESURFACING,
 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 Glendale Cemetery Road Reconstruction and Gray's Lake Trail Resurfacing, 11-2018-001, in accordance with the contract approved between OMG Midwest, Inc. dba Des Moines Asphalt & Paving, Kevin Bragg, President, 2401 SE Tones Drive, Ste. 13, Ankeny, IA 50021, under Roll Call No. 19-0764, of May 6, 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 \$824,677.03 is the total cost, of which \$799,193.21 has been paid the Contractor, and \$743.51 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$24,740.31 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 Gatto to adopt.

FORM APPROVED:

FUNDS AVAILABLE

N/S

s/Kathleen Vanderpool
 Kathleen Vanderpool
 Deputy City Attorney

Nickolas J. Schaul
 Nickolas J. Schaul
 Interim Des Moines Finance Director

Funding Source: 2020-21 Pending CIP, Page Park – 18, Park Infrastructure, PK175, Being: \$509,652.52 in G.O. Bonds, \$311,514.51 in G.O. Bonds, PK140, and the remaining \$3,510 from PK045

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN				✓
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	6			1

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.

T. M. Franklin Cownie Mayor

P. Kay Cmelik City Clerk