



Roll Call Number

20-1203

Agenda Item Number

10 C

DATE August 3, 2020

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR WITMER PARK IMPROVEMENTS, KOESTER CONSTRUCTION COMPANY, 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 Witmer Park Improvements, 11-2018-009, in accordance with the contract approved between Koester Construction Company, Inc., Paul Koester, President, 3050 SE Enterprise Drive, Suite A, Grimes, IA 50111, under Roll Call No. 19-0945, of June 3, 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 \$1,402,127.77 is the total cost, of which \$1,352,946.03 has been paid the Contractor, and \$7,117.91 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$42,063.83 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:

s/Kathleen Vanderpool

Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE

Nickolas J. Schaul
Interim Des Moines Finance Director

SLN

Funding Source: 2020-2021 CIP, Page Park – 31, Witmer Park Improvements, PK184, Being: \$378,006.60 in G.O. Bonds; \$252,158 IDNR REAP Grant, Agreement 18-R4-FB; \$100,000 in G.O. Bonds transferred from BL042 ADA Modifications; \$200,000 in G.O. Bonds transferred from PK045 - Multi-Purpose Trails; \$200 in G.O. Bonds transferred from PK047 Park Infrastructure; \$283,776 in G.O. Bonds transferred from PK167- Urban Conservation; \$120,000 in G.O. Bonds transferred from PK177 Multi-Use Trail Bridges; and the remaining \$67,987.17 in G.O. Bonds transferred from SW081.

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

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.

MOION CARRIED

APPROVED

J. M. Franken Cownie Mayor

P. Kay Cmelik City Clerk