



Roll Call Number

Agenda Item Number

20. 2100

15F

DATE December 21, 2020

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2020 ADA SIDEWALK RAMP PROGRAM, WESTWARD PROPERTIES, L.L.C.

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 2020 ADA Sidewalk Ramp Program, 092020004, in accordance with the contract approved between Westward Properties, L.L.C., Logan Helton, Managing Member, 22760 US Highway 69, Leon, IA 50144, under Roll Call No. 20-0479, of March 9, 2020, 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 \$244,105.00 is the total cost, of which \$236,781.85 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 \$7,323.15 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 Director of Finance be and is hereby authorized to release said retainage if suit is not filed as above provided.

Moved by Boesen to adopt.

FORM APPROVED:

FUNDS AVAILABLE

s/ Kathleen Vanderpool

Kathleen Vanderpool
Deputy City Attorney

Nickolas J. Schaul
Director of Finance

SLN Funding Source: 2020-2021 CIP, Page Street – 38, Sidewalks - ADA Compliance, SW095, G. O. Bonds



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

I, P. Kay Cmelik, City Clerk of said City Council, hereby certify that at a meeting of the City Council, 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.

MOTION CARRIED APPROVED

J. M. Frankin Cownie

Mayor

P. Kay Cmelik

City Clerk