



Roll Call Number

21-0254

Agenda Item Number

11A

DATE February 22, 2021

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT
FOR UNIVERSITY AVENUE REHABILITATION FROM 56TH STREET TO 48TH STREET, 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 University Avenue Rehabilitation from 56th Street to 48th Street, 062018020, 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. 19-0517, 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 \$777,691.05 is the total cost, of which \$754,360.32 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 \$23,330.73 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 *Latto* to adopt.

FORM APPROVED:

s/ Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE

Nickolas J. Schaul
Nickolas J. Schaul
Director of Finance

SLN Funding Source: 2020-2021 CIP, Page Street – 57, University Avenue - 48th Street to 31st Street, ST275, Being: \$277,691.05 in G.O. Bonds; the remaining \$500,000 (maximum) in Surface Transportation Block Program Federal-aid Swap Project funds being 80% eligible roadway construction costs under STBG-SWAP-1945(846)—SG-77



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

MOTION CARRIED APPROVED

J. M. Frankhu Cownie

Mayor

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.

P. Kay Cmelik

City Clerk