



Roll Call Number

21-1715

Agenda Item Number

11 A

DATE November 15, 2021

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2020 GRAY'S LAKE SHORELINE REPAIR, RW EXCAVATING SOLUTIONS, LC

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 Gray's Lake Shoreline Repair, 112021005, in accordance with the contract approved between RW Excavating Solutions, LC, Dan E. Wilson, Managing Member, 13293 S. 88th Avenue W, Prairie City, IA 50228, under Roll Call No. 20-2164, of December 21, 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 \$237,495.65 is the total cost, of which \$230,370.78 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 \$7,124.87 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 Director of Finance 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
Director of Finance

SLN
RW

Funding Source: 2021-2022 CIP, Page 68, Gray's Lake Park Improvements, PK140, G. O. Bonds, Being: \$49,826 in United States Department of Agriculture (USDA) for Emergency Watershed Protection (EWP) Program Funding (NR206114XXXXC037), and the remaining \$187,669.65 in GO. Bonds.



Roll Call Number

21-1715

Agenda Item Number

11A

DATE November 15, 2021

SLN

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
WESTERGAARD	✓			
GRAY	✓			
BOESEN	✓			
VOSS	✓			
MANDELBAUM	✓			
GATTO	✓			
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. Franklin Cownie

Mayor

P. Kay Cmelik

City Clerk