



Roll Call Number

21-1716

Agenda Item Number

11 B

DATE November 15, 2021

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2020 NEIGHBORHOOD SIDEWALK PROGRAM CONTRACT 1, TI-ZACK CONCRETE, 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 2020 Neighborhood Sidewalk Program Contract 1, 092020001, in accordance with the contract approved between Ti-Zack Concrete, Inc., Steve J. Rutt, President, 39352 221st Avenue, Le Center, MN 56057, under Roll Call No. 20-0689, of April 20, 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 \$2,534,761.18 is the total cost, of which \$2,458,718.34 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 \$76,042.84 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 Gatto to adopt.

FORM APPROVED:

s/Kathleen Vanderpool

Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE

Nickolas J. Schaul (signature)

Nickolas J. Schaul
Director of Finance

SLN Funding Source: 2021-2022 CIP, Page 158, Sidewalks - School and Priority Routes, SW081, G. O. Bonds,
pw Being: \$2,534,761.18 G.O. Bonds

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, WESTERGAARD, GRAY, BOESEN, VOSS, MANDELBAUM, GATTO, and TOTAL (7 yeas).

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.

J. M. Frankhu Cowrie (signature)

Mayor

P. Kay Cmelik (signature)

City Clerk