



Roll Call Number

22-0310

Agenda Item Number

22B

DATE March 7, 2022

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR RIVERWALK IMPROVEMENTS - PAVER REPLACEMENT, MINER HARDSCAPE, LLC**

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 Riverwalk Improvements - Paver Replacement, 042019004, in accordance with the contract approved between Miner Hardscape, LLC, Matthew J. Miner, Owner, 17981 Hwy 141, PO Box 457, Granger, IA 50109, under Roll Call No. 20-0701, of April 20, 2020, and the City of Des Moines, and recommending the acceptance thereof, be and the same is hereby approved, and accepted.

BE IT FURTHER RESOLVED: That \$654,128.00 is the total cost, of which \$634,504.16 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 \$19,623.84 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. Second by Boesen

FORM APPROVED:

s/Kathleen Vanderpool  
Kathleen Vanderpool  
Deputy City Attorney

FUNDS AVAILABLE

Nickolas J. Schaul  
Nickolas J. Schaul  
Director of Finance

SLN  
PW

Funding Source: 2021-2022 CIP, Page 71, Principal Riverwalk, PK162, Being: \$533,439 G.O. bonds and the remaining \$120,689 in G.O. Bonds transferred from SW095

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
MANDELBAUM	✓			
SHEUMAKER	✓			
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. Franklin Cownie  
Mayor

P. Kay Cmelik  
City Clerk