



Roll Call Number

Agenda Item Number

22-1868

13 D

DATE December 12, 2022

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR EVERGREEN AVENUE REHABILITATION FROM MARION STREET TO S.E. 30TH COURT, GRIMES ASPHALT AND PAVING CORPORATION**

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 Evergreen Avenue Rehabilitation from Marion Street to S.E. 30th Court, 062019021, in accordance with the contract approved between Grimes Asphalt and Paving Corporation, Timothy Mallicoat, President, 5550 NE 22nd Street, Des Moines, IA 50313, under Roll Call No. 21-1855, of December 6, 2021, 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 \$373,780.85 is the total cost, of which \$362,567.42 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 \$11,213.43 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 Voss

FORM APPROVED:

FUNDS AVAILABLE

s/Kathleen Vanderpool

Nickolas J. Schaul

Kathleen Vanderpool  
Deputy City Attorney

Nickolas J. Schaul  
Director of Finance

SLN<sup>pw</sup>

Funding Source: 2022-23 CIP, Page 167, LOSST Street Improvements, ST800, LOSST Monies

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
MANDELBAUM	✓			
SHEUMAKER	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			
MOTION CARRIED				APPROVED

I, Laura Baumgartner, 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. Franklin Cownie

Laura Baumgartner

Mayor

City Clerk