



Roll Call Number

23-1603

Agenda Item Number

9A

Date November 20, 2023

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT
FOR E. DOUGLAS AVENUE RECONSTRUCTION - E. 42ND STREET TO E. 56TH STREET,
ELDER 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 E. Douglas Avenue Reconstruction - E. 42nd Street to E. 56th Street, 062018014, in accordance with the contract approved between Elder Corporation, Jared R. Elder II, President, 5088 E. University Avenue, Des Moines, IA, 50327, under Roll Call No. 21-0432, of March 08, 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 \$6,160,338.18 is the total cost, of which \$6,130,338.18 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 \$30,000.00 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. 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: 2023-24 CIP, Page 125, E. Douglas Ave. Reconstruction - E 42nd - E 56th, ST270, \$5,800,000 (maximum) Surface Transportation Block Grant Program Federal-aid Swap funds being 100% of eligible construction costs under STBG-SWAP-1945(841)--SG-77, \$64,288 from Des Moines Water Works, and the remaining \$296,050.18 in G.O. Bonds



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| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|-----------------------------------|----------|----------|------|--------|
| COWNIE | ✓ | | | |
| BOESEN | ✓ | | | |
| GATTO | ✓ | | | |
| MANDELBAUM | ✓ | | | |
| VOSS | ✓ | | | |
| WESTERGAARD | ✓ | | | |
| COLEMAN | ✓ | | | |
| TOTAL | 7 | | | |
| MOTION CARRIED | | APPROVED | | |
| <i>J. M. Frankin Cownie</i> Mayor | | | | |

CERTIFICATE

I, Laura Baumgartner, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, 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.

Laura Baumgartner

City Clerk