



Roll Call Number

25-1032

Agenda Item Number

13C

Date August 4, 2025

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR
DES MOINES LEVEE ALTERATIONS - PHASE B, PETERSON CONTRACTORS, 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 Des Moines Levee Alterations - Phase B, Activity ID 082020004, in accordance with the contract approved between Peterson Contractors, Inc., Cordell Peterson, President, 104 Blackhawk Street, PO Box A, Reinbeck, IA, 50669, under Roll Call No. 22-0587 of April 18, 2022, and the City of Des Moines, and recommending the acceptance thereof, be and the same is hereby approved, and the construction of said project is hereby accepted.

BE IT FURTHER RESOLVED: That \$13,273,645.56 is the total cost, of which \$12,875,436.19 has been paid to the Contractor, and \$0.00 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$398,209.37 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. Second by Voss

FORM APPROVED:

/s/ Glenna K. Frank

Glenna K. Frank
Deputy City Attorney

FUNDS AVAILABLE:

Nickolas J. Schaul

Nickolas J. Schaul
Director of Finance

SLN

Funding Source: 2025-26 CIP, Page 102, Flood Mitigation Improvements, SM087, Being: Storm Water Utility Funds and Flood Mitigation Sales Tax

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|----------------|------|------|------|--------|
| BOESEN | ✓ | | | |
| COLEMAN | ✓ | | | |
| GATTO | ✓ | | | |
| MANDELBAUM | ✓ | | | |
| SIMONSON | ✓ | | | |
| VOSS | ✓ | | | |
| WESTERGAARD | ✓ | | | |
| TOTAL | 7 | | | |

MOTION CARRIED

APPROVED

Connie Boesen

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