



Roll Call Number

26-0878

Agenda Item Number

13

Date August 3, 2026

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT
FOR BIRDLAND AND ASHWORTH POOL BUILDING REPAIRS,
TNT TUCKPOINTING AND BUILDING RESTORATION, L.L.C.**

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 Birdland and Ashworth Pool Building Repairs, Activity ID 112024013 ("Project"), in accordance with the contract approved by Roll Call No. 25-1344, on September 29, 2025, between TNT Tuckpointing and Building Restoration, L.L.C., Joshua L. Smyser, Owner, 202 Iowa Street, Stockton, IA, 52769, and the City of Des Moines, and recommending the acceptance thereof, be and the same is hereby approved, and the construction of the Project is accepted.

BE IT FURTHER RESOLVED: That \$409,965.60 is the total cost, of which \$397,666.62 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 \$12,298.98 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:

/s/ Glenna K. Frank

Glenna K. Frank
Deputy City Attorney

FUNDS AVAILABLE:

/s/ Nickolas J. Schaul

Nickolas J. Schaul
Director of Finance

SLN_{pw}

Funding Source: 2026-27 CIP, Page 79, Swimming Pools and Aquatic Infrastructure, PK153, G.O. Bonds

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.

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN	✓			
SIMONSON	✓			
VOSS	✓			
BARRON	✓			
WESTERGAARD	✓			
MANDELBAUM	✓			
GATTO	✓			
TOTAL	7			

MOTION CARRIED

APPROVED

Connie Boesen

Mayor

Laura Baumgartner

City Clerk