



Roll Call Number

25-0173

Agenda Item Number

11B

Date February 10, 2025

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR EASTER LAKE DRIVE SIDEWALK FROM INDIANOLA AVENUE TO EASTER LAKE PARK, TK CONCRETE, 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 Easter Lake Drive Sidewalk from Indianola Avenue to Easter Lake Park, Activity ID 092022004, in accordance with the contract approved between TK Concrete, Inc., Tony J. Ver Meer, President, 1608 Fifield Road, Pella, IA, 50219, under Roll Call No. 23-0346, of March 06, 2023, 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 \$2,025,272.50 is the total cost, of which \$1,964,514.32 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 \$60,758.18 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/Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE:

Nickolas J. Schaul
Nickolas J. Schaul
Director of Finance

SLN Funding Source: 2022-23 CIP, Page 169, Easter Lake Drive Sidewalk, SW082, G.O. bonds

Table with columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include BOESEN, COLEMAN, GATTO, MANDELBAUM, VOSS, SIMONSON, WESTERGAARD, TOTAL (7 yeas). Includes signature of 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.
Signature of Laura Baumgartner, City Clerk