★ **Roll Call Number**

12-1690

Agenda Item Number

13

DATE November 5, 2012

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR BLANK PARK ZOO ENTRANCE IMPROVEMENTS, LARSON & LARSON CONSTRUCTION LLC

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 Blank Park Zoo Entrance Improvements, 11-2011-001, in accordance with the contract approved between Larson & Larson Construction LLC, Jeffrey C. Larson, President, 10703 Justin Drive, Urbandale, IA 50322, under Roll Call No. 11-1159, of June 27, 2011, and the City of Des Moines, and recommending the acceptance thereof, be and the same is hereby approved, and accepted, and

BE IT FURTHER RESOLVED: That $1,922,709.30 is the total construction cost of which $1,826,573.83 has been paid to the Contractor, with a final partial payment of $0.00 to be paid now, and the remaining balance of $96,135.47 be paid at the end of thirty days, provided no claims or liens have been filed against said project, and provided that a release of this payment has been approved by the Iowa Department of Transportation through the Department of Engineering for the City of Des Moines, Iowa. Said Engineering Department shall not release this payment until all project audits have been completed, and any monetary penalties resulting from audit deficiencies shall be deducted from said balance of $96,135.47 before being released to the Contractor.

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 Des Moines Finance Director be and is hereby authorized to release said retainage if suit is not filed as above provided.

Moved by Hensley to adopt.

FORM APPROVED:

Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE

Scott E. Sanders
Des Moines Finance Director

Funding Source: 2012-2013 CIP, Page Parks - 5, Blank Park Zoo Entrance, PKS174, Being: IDOT - RISE RM-1945(780)--9D-77, $395,936.79 (50% of construction cost up to grant maximum of $449,725); RIFF Funding from Iowa Department of Corrections, $999,964.44 ($604,027.65 plus $395,936.79 match to RISE Grant, with maximum funding of $1,000,000), and the remaining $526,808.07, Blank Park Zoo Foundation

RM-1945(780)--9D-77

★ **Roll Call Number**

12-1690

Agenda Item Number

13

DATE November 5, 2012

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			

MOTION CARRIED APPROVED

T. M. Franklin Cownie

Mayor

CERTIFICATE

I, DIANE RAUH, 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.

Diane Rauh

City Clerk