

13-1620

9C

DATE October 21, 2013

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR LOWER UNION PARK SEWER SEPARATION, CRAMER AND ASSOCIATES, INC. & MERCHANTS BONDING COMPANY (MUTUAL)

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 Lower Union Park Sewer Separation, 08-2010-008, in accordance with the contract approved between Van Hauen & Associates, Inc., Brian Tancos, President, 1205 SW 37th Street, Grimes, IA, 50111, under Roll Call No. 10-1163, of July 12, 2010, and the City of Des Moines; also in accordance with the Takeover Agreement approved between Cramer and Associates, Inc. & Merchants Bonding Company (Mutual), Robert Cramer, President/CAO, 3100 S.W. Brookside Drive, Grimes, IA 50111, under Roll Call No. 12-0268, of February 27, 2012, 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 \$4,681,674.86 is the total cost, of which \$3,418,723.37 has been paid to Van Hauen & Associates, Inc. prior to the Takeover Agreement with Cramer and Associates, Inc. & Merchants Bonding Company (Mutual) by City Council on February 27, 2012, under Roll Call No. 12-0268; \$1,012,002.87 has been paid to Cramer and Associates, Inc. as Merchants Bonding Company (Mutual) authorized completion contractor for the project, and \$16,864.88 is now due and is hereby approved as final partial payment for the above project, the remaining balance of \$234,083.74 is to be paid to Cramer and Associates, Inc. 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 Des Moines Finance Director be and is hereby authorized to release said retainage if suit is not filed as above provided.

Moved by Densley to adopt.

FORM APPROVED:

 Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE

 Scott E. Sanders
Scott E. Sanders
Des Moines Finance Director

[Handwritten signature]

[Handwritten initials]

Funding Source: 2013-2014 CIP, Page Sanitary - 7, CSS - Lower Union Park Sewer Separation Project, SS126, Being: \$4,631,004.23 in HUD Disaster funds from the Iowa Economic Department Authority for 100% of construction costs associated with the Lower Union Park Sewer Separation (\$5,000,000 maximum) in Federal Jumpstart Infrastructure Assistance funds, with the remaining \$50,670.63 to be reimbursed by the Des Moines Water Works

08-DRI-033



Roll Call Number


13-1620

Agenda Item Number

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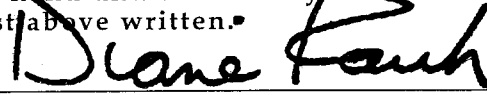
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			

NOT IN CARRIED

 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.


 City Clerk