DATE   December 9, 2013

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT
FOR 2012 LEVEE IMPROVEMENTS - CONTRACT 2, J & K CONTRACTING, 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 2012 Levee Improvements - Contract 2, 08-2012-005, in accordance with the contract approved between J & K Contracting, LLC, Jeremy Feldmann, President, 1307 East Lincoln Way, Ames, IA   50010-1790, under Roll Call No. 13-0510, of March 25, 2013, 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 $153,311.25 is the total cost, of which $149,379.56 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 $4,599.34 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 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: 2013-2014 CIP, Page Storm -10, Flood Protection System Improvements, SM008, Storm Water Utility Funds

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

MOTION CARRIED   APPROVED

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.

08-2012-005