

★ Roll Call Number
21-0079

Agenda Item Number
13B

Date January 25, 2021

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR 2020 DOWNTOWN RAILROAD CROSSING IMPROVEMENTS, MINTURN, 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 2020 Downtown Railroad Crossing Improvements, 042020020, in accordance with the contract approved between Minturn, Inc., Clinton M. Rhoads, President, 144 W. Front Street, Brooklyn, IA 52211, under Roll Call No. 20-0797, of May 4, 2020, 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 \$242,951.80 is the total cost, of which \$235,663.25 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 \$7,288.55 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 Boesen to adopt.

FORM APPROVED:

s/Kathleen Vanderpool
 Kathleen Vanderpool
 Deputy City Attorney

FUNDS AVAILABLE:

Nickolas J. Schaul
 Nickolas J. Schaul
 Director of Finance

SLN
 N7S

Funding Source: 2020-2021 CIP, Page Streets – 32, Railroad Crossing Surface Repairs and Signal Improvements, ST139, Being: \$48,513.80 in G.O. Bonds; \$94,438 in G.O. Bonds transferred from SW084; and the remaining \$100,000 in Gaming Funds transferred from ST217

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			

CERTIFICATE

I, P. Kay Cmelik, 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.

J. M. Franklin Cownie
 Mayor

P. Kay Cmelik
 City Clerk