



Roll Call Number

21-1717

Agenda Item Number

11C

DATE November 15, 2021

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR LOWER OAK AND HIGHLAND PARK SEWER SEPARATION PHASE 3, 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 Lower Oak and Highland Park Sewer Separation Phase 3, 072018005, in accordance with the contract approved between J & K Contracting, LLC, Jeremy Feldmann, President, 10703 Justin Drive, Urbandale, IA 50322, under Roll Call No. 19-0093, of January 14, 2019, 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 \$5,593,736.21 is the total cost, of which \$5,585,478.57 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 \$8,257.64 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 Gatto to adopt.

FORM APPROVED:

sKathleen Vanderpool

Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE

Nickolas J. Schaul
Director of Finance

Funding Source: 2021-2022 CIP, Page 91, Lower Oak Park and Highland Park Sewer Separation, SS133, Being: \$5,424,921.21 in SRF Funding to be equally split for sanitary and storm sewer construction; and the remaining \$168,815 from Des Moines Water Works

SLN
PW

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

MOTION CARRIED

APPROVED

J. M. Franklin Cownie
Mayor

I, P. Kay Cmelik, City Clerk of said City Council, hereby certify that at a meeting of the City Council, 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.

P. Kay Cmelik
City Clerk