



Roll Call Number

Agenda Item Number

22-0023

12 A

DATE January 10, 2022

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR MEREDITH TRAIL BANK REPAIR NEAR S.W. 7TH STREET, RW EXCAVATING SOLUTIONS, LC**

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 Meredith Trail Bank Repair near S.W. 7th Street, 112021007, in accordance with the contract approved between RW Excavating Solutions, LC, Dan E. Wilson, Managing Member, 13293 S. 88th Avenue W, Prairie City, IA 50228, under Roll Call No. 21-0657, of April 19, 2021, and the City of Des Moines, and recommending the acceptance thereof, be and the same is hereby approved, and accepted.

BE IT FURTHER RESOLVED: That \$550,090.70 is the total cost, of which \$533,587.98 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 \$16,502.72 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 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 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  
Director of Finance

Funding Source: 2021-2022 CIP, Page 73, Park Infrastructure, PK175, Being: \$444,440 in G.O. Bonds and \$105,650.70 from the Wastewater Reclamation Authority (WRA)

SLW  
PW

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

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.

MOTION CARRIED APPROVED  
J. M. Frankhu Cownie  
Mayor

P. Kay Cmelik  
City Clerk