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Statement of Final Completion and Owner's Acceptance of the Work

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STATEMENT OF FINAL COMPLETION AND OWNER'S ACCEPTANCE OF THE WORK

PROJECT: Hiawatha Water and Sewer Ext.

ENGINEER / ARCHITECT: MSA Professional Services, Inc.

OWNER: City of Hiawatha, IOWA

CONTRACTOR: Ricklefs Excavating, Ldt.

I, the undersigned Engineer / Architect of the above designated project, do hereby state that:

1. The construction provided for pursuant to CONTRACT DOCUMENTS including all approved amendments and Change Orders, hereafter called the WORK between the OWNER and CONTRACTOR has been completed and to the best of my knowledge and belief, is in substantial compliance with the provisions of the CONTRACT DOCUMENTS.

2. The final payment authorized hereto and made a part hereof is a complete and accurate summary of the WORK performed in accordance with the CONTRACT DOCUMENTS.

3. The total cost of the WORK as completed is **$1,263,757.86**.

4. Payment for the work yet to be completed, consisting of 20-percent of *Pay Item No. 38 Hydroseeding with Liquid Mulch Binder*, In the amount of $2,000, to be held in escrow after the contract termination date until final restoration is complete as determined by the OWNER. Final restoration includes grown grass.

I recommend, under the provisions of the CONTRACT DOCUMENTS, that the WORK be accepted and that the final payment be made according to the contract documents.

Engineer / Architect

By P.E. Date 2-6-17

The CONTRACTOR shall guarantee materials and equipment furnished and construction performed by providing a PERFORMANCE BOND which shall remain in full force and effect for a period of two years from date of acceptance by OWNER.

Accepted By CONTRACTOR

By

Title Bryce Ricklefs, Owner

Date

Accepted BY OWNER

By

Title William Bennett, Mayor

Date

Release of Claims

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RELEASE OF CLAIMS

CONTRACTOR, on behalf of itself, its subsidiaries, its affiliated entities, and each of their partners, respective shareholders, directors, officers, employees, agents, and attorneys and their predecessors, successors, and assigns (collectively "CONTRACTOR") hereby waives, releases and discharges OWNER, its officers, directors, employees and agents from and all actions, causes of action, claims and liabilities of any kind which in any manner arise from, relate to or are involved by CONTRACTOR's WORK on the PROJECT as defined by the CONTRACT DOCUMENTS. The waived, released and discharged actions, causes of action, claims and liabilities shall be forever barred once CONTRACTOR accepts final payment.

CONTRACTOR: **(Ricklefs Excavating, Ltd.)**

By: _____

Name: Bryce Ricklefs
PRINT

Title: Owner

Date: 02/01/2017

OWNER: **(CITY OF HIAWATHA, Iowa)**

By: _____

Name: William Bennett
PRINT

Title: Mayor

Date: 02/01/2017

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RESOLUTION NO. 17-
City Council

RESOLUTION ACCEPTING THE 2015 WATER AND SEWER EXTENSION PROJECT

WHEREAS, the City Council of the City of Hiawatha contracted with Ricklefs Excavating, Ltd. of Anamosa, Iowa for the 2015 Water and Sewer Extension Project , and

WHEREAS, the City Engineer inspected the work covered by the Public Improvement Contract between the City of Hiawatha and Ricklefs Excavating, Ltd.on the 2015 Water and Sewer Extension Project, and certified the contract work was substantially completed on September 21, 2016, and

WHEREAS, the City of Hiawatha has received recommendation from the City Engineer for acceptance of the 2015 Water and Sewer Extension Project, and

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HIAWATHA, IOWA to accept the public improvement contract work in connection with the 2015 Water and Sewer Extension Project, and direct the City Engineer to sign the Certification of Completion.

AYES:
NAYS:
ABSENT:

PASSED AND APPROVED this 17th day of February, 2017.

_____
Bill Bennett, Mayor

ATTEST:

_____
Kelly Kornegor, City Clerk