



Roll Call Number

23-1604

Agenda Item Number

9B

Date November 20, 2023

**ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR PENNSYLVANIA AVENUE REHABILITATION FROM E. WASHINGTON TO E. JEFFERSON, MPS ENGINEERS, P.C. DBA KINGSTON SERVICES, P.C.**

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 Pennsylvania Avenue Rehabilitation from E. Washington to E. Jefferson, 062023004, in accordance with the contract approved between MPS Engineers, P.C. dba Kingston Services, P.C., Umesh G. Shetye, President, 1444 Illinois Street, Des Moines, IA, 50314, under Roll Call No. 23-0264, of February 20, 2023, 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 \$316,611.82 is the total cost, of which \$307,113.47 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 \$9,498.35 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 *Latto* to adopt. Second by *Bresen*

FORM APPROVED:

*s/Kathleen Vanderpool*

Kathleen Vanderpool  
Deputy City Attorney

FUNDS AVAILABLE:

*Nickolas J. Schaul*

Nickolas J. Schaul  
Director of Finance

*SLN*

Funding Source: 2023-24 CIP, Page 119, Roadway Reconstruction, ST260, Road Use Tax



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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
COLEMAN	✓			
TOTAL	7			
MOTION CARRIED		APPROVED		

*J. M. Frank* Mayor

CERTIFICATE

I, Laura Baumgartner, 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.

*Laura Baumgartner*

City Clerk