



Roll Call Number

24-1700

Agenda Item Number

7

Date December 23, 2024

**DESIGNATION OF LOWEST RESPONSIVE, RESPONSIBLE BIDDER AS
MPS ENGINEERS, P.C. DBA KINGSTON SERVICES, P.C., UMESH G. SHETYE, PRESIDENT;
APPROVAL OF CONTRACT AND BOND ON 2025 NEIGHBORHOOD SIDEWALK PROGRAM
\$1,174,975**

WHEREAS, on December 9, 2024, under Roll Call No. 24-1667, the hearing on the plans, specifications, form of contract documents and Engineer's estimate of construction cost for said improvement was held and closed; and

WHEREAS, said plans, specifications, form of contract documents, and Engineer's estimate of construction cost were approved as the plans, specifications, form of contract documents, and Engineer's estimate of construction cost for said improvement, and said bids for improvement were received and filed.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the Des Moines City Engineer, as the Engineer, has determined that the lowest responsive, responsible bid for the construction of said improvement was submitted by MPS Engineers, P.C. dba Kingston Services, P.C., Umesh G. Shetye, President, 1444 Illinois Street, Des Moines, IA, 50314 in the amount of \$1,174,975, and said bid be and the same is hereby accepted.

BE IT FURTHER RESOLVED: That the bid security of the unsuccessful bidders be and is hereby authorized and directed to be returned in accordance with the Instructions to Bidders.

BE IT FURTHER RESOLVED: That the contract and bond, in the amount of \$1,174,975, executed by MPS Engineers, P.C. dba Kingston Services, P.C., Umesh G. Shetye, President, 1444 Illinois Street, Des Moines, IA, 50314 dated December 23, 2024, for the construction of the following improvement:

2025 Neighborhood Sidewalk Program, Activity ID 092022006

The improvement includes construction of Portland Cement Concrete (PCC) sidewalk, PCC ADA-compliant curb ramps, grading, pavement removal, subdrain, storm sewer, modular block retaining walls, water service modifications, surface restoration, traffic control, and other incidental items, all in accordance with the contract documents including Plan File No. 658-065-221, along the following sections of residential streets in Des Moines, Iowa:

Prospect Road from 27th Street to Martin Luther King Jr. Pkwy (south side)
Cornell Street from E. Sheridan Avenue to Hull Avenue (west side)
Park Avenue from Wakonda Court to Fleur Drive (south side)
SW 14th Street from Watrous Avenue to Park Avenue (east side)
Philip Street from SW 9th Street to South Union Street (south side)
College Avenue from Illinois Street to Michigan Street (north side)

the same to be performed in accordance with the plans and specifications which have been heretofore approved by this Council, be and the same are hereby approved, subject to receipt of the contract and bond approved as to form by the Legal Department, and certificate of insurance acceptable to the Engineering Department. The attached "Contractor's Anticipated DBE/TSB Utilization" shows the Contractor's efforts to solicit DBE/TSB Participation in accordance with the Disadvantaged Business Enterprise/Targeted Small Business (DBE/TSB) Program.

Date December 23, 2024

BE IT FURTHER RESOLVED: That the Mayor be and is hereby authorized and directed to execute said contract on behalf of the City of Des Moines, subject to receipt of the contract and bond approved as to form by the Legal Department, and certificate of insurance acceptable to the Engineering Department, and the City Clerk, be and is hereby authorized and directed to attest to same. No contract shall be deemed to exist between the City of Des Moines and said Bidder until said contract has been executed by the Bidder, and shall have been approved by this Council and executed by the Mayor and attested to by the City Clerk.

BE IT FURTHER RESOLVED: That after said contract has been executed by the Mayor, the City Clerk be and is hereby authorized and directed to return the Contractor's bid security in accordance with the Instructions to Bidders.

BE IT FURTHER RESOLVED: That the City Engineer is hereby authorized to approve requests to sublet work from the Contractor, subject to receipt of the contract and bond approved as to form by the Legal Department, and certificate of insurance acceptable to the Engineering Department.

BE IT FURTHER RESOLVED: That the City Council hereby authorizes the necessary closure of all public grounds, streets, sidewalks, alleys, bridges, culverts, overpasses, underpasses, grade crossing separations and approaches, public ways, squares, and commons for the Project.

BE IT FURTHER RESOLVED: That the Director of Finance is hereby authorized to encumber this contract amount against the funds as identified below, and to acquire Builder's Risk Insurance, if appropriate, for the above referenced improvement.

(Council Communication No. 24-521 attached)

Moved by Coleman to adopt. Second by Gatto

FORM APPROVED:

FUNDS AVAILABLE:

s/Kathleen Vanderpool
 Kathleen Vanderpool
 Deputy City Attorney

s/Nickolas J. Schaul
 Nickolas J. Schaul
 Director of Finance

SLN Funding Source: 2024-25 CIP, Page 155, Sidewalks - School and Priority Routes, SW081, G.O. Bonds

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN	✓			
COLEMAN	✓			
GATTO	✓			
MANDELBAUM	✓			
SIMONSON	✓			
VOSS				✓
WESTERGAARD	✓			
TOTAL	6			1

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.

MOTION CARRIED APPROVED
Connie Boesen Mayor

Laura Baumgartner City Clerk