



Roll Call Number

21-1462

Agenda Item Number

12B

DATE October 4, 2021

ACCEPTING COMPLETED CONSTRUCTION AND APPROVING FINAL PAYMENT FOR FOUR MILE CREEK WETLAND AT E. 34TH STREET AND S.E. 14TH STREET BIOSWALES, 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 Four Mile Creek Wetland at E. 34th Street and S.E. 14th Street Bioswales, 082018004, 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. 18-1873, of November 5, 2018, 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 \$455,612.94 is the total cost, of which \$441,944.55 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 \$13,668.39 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:

s/Kathleen Vanderpool

Kathleen Vanderpool
Deputy City Attorney

FUNDS AVAILABLE

Nickolas J. Schaul

Nickolas J. Schaul
Director of Finance

Funding Source: 2021-2022 CIP, Page 96, City-wide Storm Water Utility Projects, SM057, Storm Water Utility Funds, Being: \$164,765 in IDNR Clean Water Act Section 319 EPA Grants funds, \$75,000 U.S. Dept. of Agriculture, Iowa Department Agricultural Land Stewardship Grant funding, (50% of construction costs, \$75,000 maximum); and the remaining \$215,847.94 Storm Water Utility Funds

SLN
pw

CRDL WMBALM

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
WESTERGAARD	✓			
GRAY	✓			
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. Franklin Cownie
Mayor

P. Kay Cmelik
City Clerk