

Date September 12, 2016

**APPROVING AN AGREEMENT BY AND BETWEEN THE CITY OF DES MOINES, IOWA AND THE POLK COUNTY CONSERVATION BOARD (PCCB) FOR EVERGREEN AVENUE PAVING AND BRIDGE REPLACEMENT**

WHEREAS, the Polk County Conservation Board (PCCB) desires to construct a trail around Easter Lake and to be responsible for the reconstruction of the City owned Evergreen Avenue from S.E. 30<sup>th</sup> Street to S.E. 34<sup>th</sup> Street and the construction of a sidewalk connection from the proposed trail to S.E. 34<sup>th</sup> Street along the south side of Evergreen and along S.E. 34<sup>th</sup> Street from Evergreen south 400 feet on the east side of the street, with the City responsible for the costs of such construction; and

WHEREAS, pursuant to an agreement negotiated between City Engineering Department staff and the PCCB for PCCB to perform the above work, during the City's reconstruction of the Evergreen Avenue Bridge over Easter Lake, the City will include a trail section on the bridge for the PCCB trail, with such costs to be paid by PCCB.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa that the above described agreement between the City of Des Moines and the Polk County Conservation Board, a copy of which is on file in the City Clerk's Office, is hereby approved and the Mayor is authorized and directed to sign said agreement on behalf of the City, and the City Clerk is hereby directed to attest to said signature.

(Council Communication No. 16-506 )  
Activity ID 14-2007-004

Moved by \_\_\_\_\_ to adopt.

FORM APPROVED: Ann DiDonato  
Ann DiDonato  
Assistant City Attorney

AE Funding Source: 2016-2017 CIP, Page Street-30, Roadway Reconstruction, ST260

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GATTO				
GRAY				
HENSLEY				
MOORE				
WESTERGAARD				
TOTAL				

**CERTIFICATE**

I, DIANE RAUH, 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

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk