

**Date** May 9, 2022

APPROVAL OF AN AGREEMENT BETWEEN THE CITY OF DES MOINES AND THE DES MOINES METROPOLITAN WASTEWATER RECLAMATION AUTHORITY FOR THE INGERSOLL RUN OUTLET, PHASE 28, SEGMENT 1 PROJECT

WHEREAS, the WRA is undertaking a project to construct the Ingersoll Run Outlet, Phase 28, Segment 1 Project within Des Moines; and

WHEREAS, the Project runs along the rights-of-way of Martin Luther King Parkway (MLK) from 2<sup>nd</sup> Ave. to approximately S.W. 16<sup>th</sup> St. in Des Moines; and

WHEREAS, the Project requires the WRA to demolish and replace the northerly two westbound lanes of the Martin Luther King Parkway roadway and turn lanes; and

WHEREAS, the City desires to replace the southerly lanes of westbound MLK plus turn lanes of the roadway at the same time the WRA is replacing the northerly two westbound lanes (City cost limits) as part of the Project; and

WHEREAS, the City is agreeing in the agreement to pay for 42% of the cost of the roadway improvements (estimated at \$1,749,375), \$30,000 for the design and \$43,000 for construction observation services for the City's cost limits; and

WHEREAS, the parties are entering into agreement to set out the responsibilities for the design, construction and funding of the Project.

NOW THEREFORE BE IT RESOLVED BY THE DES MOINES CITY COUNCIL OF DES MOINES, IOWA:

1. That it hereby approves the Agreement by and between the City of Des Moines and the Des Moines Metropolitan Wastewater Reclamation Authority for the Ingersoll Run Outlet, Phase 28, Segment 1 Project and authorizes and directs the Mayor to execute the agreement and the City Clerk to attest to the Mayor's signature.
2. That the City Engineer and Finance Director are authorized to pay the City's costs set forth in and in accordance with the Agreement



**Roll Call Number**

**Agenda Item Number**

13

**Date** May 9, 2022

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

(Council Communication No. 22-219 )

APPROVED AS TO FORM:

s/Kathleen Vanderpool

Kathleen Vanderpool  
Deputy City Attorney

Funding Source: 2022-2023 CIP, Page 161, MLK Pavement Replacement, ST310, Tax Increment Funding Bonds

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
MANDELBAUM				
SHEUMAKER				
VOSS				
WESTERGAARD				
TOTAL				

MOTION CARRIED APPROVED

\_\_\_\_\_  
Mayor

**CERTIFICATE**

I, P. KAY CMELIK, 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.

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