

Date May 22, 2006

APPROVING AND AUTHORIZING THE EXECUTION OF IOWA DEPARTMENT OF TRANSPORTATION PRECONSTRUCTION AGREEMENT FOR THE KEO WAY (BIRDS RUN) PHASE 2 STORM SEWER OUTLET

WHEREAS, the City Council, by Roll Call 00-3634, on August 31, 2000, approved a Predesign Agreement with the Iowa Department of Transportation (IDOT) for Interstate 235, from the west city limits to the north city limits; and

WHEREAS, the City Council, on January 27, 2003, by Roll Call 03-118, approved a Preconstruction Agreement with the IDOT for Keo Way (Birds Run) Phase 1 Storm Sewer Outlet; and

WHEREAS, the Iowa Department of Transportation will take bids and perform contract administration for the work; and

WHEREAS, a Preconstruction Agreement has been negotiated with the IDOT to identify the responsibilities of the IDOT and City regarding the administration, funding, and implementation of the project construction;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the Preconstruction Agreement between the City of Des Moines and the Iowa Department of Transportation for the Keo Way (Birds Run) Phase 2 Storm Sewer Outlet Project, be and is hereby approved subject to approval by the Iowa Department of Transportation and the Mayor is authorized and directed to sign such Agreement and the City Clerk to attest to the Mayor's signature and return two original copies to the Engineering Department for transmittal to the Iowa Department of Transportation.

Council Communication 06-294 Attached. Activity ID 14-2002-043

Moved by Vlassis to adopt.

FORM APPROVED:

Kathleen Vanderpool Deputy City Attorney

Funding Source: Various funding being:

- \$3,745,861 for storm sewer outlet and enhancements, 2006-07 CIP, Page Street-23, I-235 Storm and Sanitary Sewer Improvements, STR197
\$974,426 sanitary sewer work, 2006-07 CIP, Page Sanitary-9, CSS-Birds Run Overflow Elimination Project, SAE118
\$2,443,543 street and signal work, IDOT

JEB

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BROOKS, COLEMAN, HENSLEY, KIERNAN, MAHAFFEY, VLASSIS, and TOTAL.

Mayor signature and title

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.

City Clerk signature and title