

 <p style="text-align: center;">Council Communication Office of the City Manager</p>	Date: January 10, 2011
	<p>Agenda Item No. 8</p> <p>Roll Call No. <u>11-0010</u></p> <p>Communication No. <u>11-013</u></p> <p>Submitted by: William G. Stowe, Assistant City Manager/Public Works Director, & Pamela S. Cooksey, P.E., Acting City Engineer</p>

AGENDA HEADING:

Approving and authorizing the execution of a Reimbursement Agreement with MCI Communication Services Inc. in an amount not to exceed \$99,164.50 for relocation of a fiber optic line as required by the I-235 Dean’s Lake Storm Sewer Outlet Phase 2 project.

SYNOPSIS:

Recommend approval of the Reimbursement Agreement with MCI Communications Services, Inc., not to exceed \$99,164.50, for relocation of an existing fiber optic cable in conflict with a 90” storm sewer to be constructed as part of the I-235 Dean’s Lake Outlet Storm Sewer Phase 2 project.

FISCAL IMPACT:

Amount: \$99,164.50

Funding Source: 2010-11 CIP, Page Street-27, I-235 Storm and Sanitary Sewer Improvements, STR197

ADDITIONAL INFORMATION:

An existing fiber optic cable is in conflict with a 90” storm sewer to be constructed as part of the I-235 Dean’s Lake Outlet Storm Sewer Phase 2 project. The fiber optic cable must be relocated to allow for construction of the new sewer. MCI Communications Inc. owns the fiber optic cable which is located within the Union Pacific Railroad right of way. A Reimbursement Agreement has been negotiated with MCI Communications, Inc. in an amount not to exceed \$99,164.50, to provide the necessary labor and materials to relocate the fiber optic cable.

The Preconstruction Agreement for Dean’s Lake Phase 2 Storm Sewer Outlet project negotiated with Iowa Department of Transportation (IDOT) and approved by City Council (Roll Call 10-582) identified the responsibilities of IDOT and the City regarding the administration, funding, and implementation of the project construction, as well as future maintenance responsibility of City facilities. Relocation of existing utilities is identified in the Preconstruction Agreement to be performed by the City at no cost to IDOT. Construction of the I-235 Dean’s Lake Storm Sewer Outlet Phase 2 project is proceeding and is expected to extend through the 2011 construction season. The general alignment of the storm sewer extends from the south side of I-235 at Ure Street southerly to University Avenue, then westerly to

Union Pacific railroad tracks, and then southerly along the abandoned railroad right-of-way to Deans Lake.

PREVIOUS COUNCIL ACTION(S):

Date: April 26, 2010

Roll Call Number: [10-582](#)

Action: [Iowa](#) Department of Transportation (IDOT) preconstruction agreement for Deans Lake Outfall along Union Pacific Railroad. ([Council Communication No. 10-217](#)) Moved by Coleman to adopt. Motion Carried 7-0.

Date: June 8, 2009

Roll Call Number: [09-960](#)

Action: [Approving](#) Addendum to Iowa Department of Transportation Predesign Agreement for the Reconstruction of I-235. ([Council Communication No. 09-381](#)) Moved by Vlassis to adopt. Motion Carried 7-0.

Date: December 8, 2003

Roll Call No.: 03-2692

Action: Approving Preconstruction Agreement with Iowa Department of Transportation for Deans Lake Outfall along Union Pacific Railroad to Deans Lake Phase 1 Project. ([Council Communication No. 03-590](#)) Moved by Hensley to adopt. Motion Carried 6-1.

Date: August 31, 2000

Roll Call No.: 00-3634

Action: Approving Iowa Department of Transportation Predesign Agreement for Interstate 235, from the west City limits to the north City limits. ([Council Communication No. 00-411](#)). Moved by McPherson to adopt. Motion Carried 4-2-1. Nays: Brooks and Vlassis. Absent: Flagg.

BOARD/COMMISSION ACTION(S): NONE

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:

Normal actions for award of construction contract work administered by IDOT.

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