

 <p style="text-align: center;"><b>Council Communication</b> Office of the City Manager</p>	<b>Date:</b> August 24, 2015
	<b>Agenda Item No.</b> 52B <b>Roll Call No.</b> <u>15-1462</u> <b>Communication No.</b> <u>15-469</u> <b>Submitted by:</b> Pamela S. Cooksey, P.E., City Engineer

**AGENDA HEADING:**

Amending Chapter 114 of the Municipal Code Regarding Modifications Related to the SE 34th Street/SE 36th Street Roadway Improvements at Union Pacific Railroad (UPRR).

**SYNOPSIS:**

Recommend approval of the staff recommendations and the ordinance regarding the traffic regulation changes.

**FISCAL IMPACT:**

Amount: Minor costs for signing installations.

Funding Source: 2015-2016 CIP, Page Street - 48; UPRR Crossing Closures Mitigation, ST253.

**ADDITIONAL INFORMATION:**

On March 23, 2015, by Roll Call No. 15-0547, City Council approved a resolution for the construction of improvements as part of the SE 34th Street/SE 36th Street Roadway Improvements at UPRR project. Improvements in this project included:

- Construction of a cul-de-sac on SE 34th Street at the railroad crossing;
- Construction of a permanent access road (E Elm Street) between SE 35th Street and SE 36th Street;
- Railroad crossing improvements at SE 36th Street; and
- Pavement overlay on Laurel Hill Road between SE 34th Street and SE 36th Street.

The following changes are necessary to implement these improvements:

Sec. 114-2097. Southeast Thirty-sixth Street.

Southeast Thirty-sixth Street, from the south line of Laurel Hill Road to the north line of Scott Avenue, stop.

Sec. 114-2887. Southeast Thirty-fourth Street--East Court Avenue to Vandalia Road.

Southeast Thirty-fourth Street, on the east side, from East Court Avenue to Laurel Hill Road~~Scott Avenue~~, no parking any time.

Southeast Thirty-fourth Street, on the east side, from Scott Avenue to a point 845 feet north of Scott Avenue, and any part of the cul-de-sac, no parking any time.

Sec. 114-2893. Southeast Thirty-fifth Street--East Court Avenue to East Payton Avenue.

Southeast Thirty-fifth Street, on the west side, from Scott Avenue to a point 790 feet north thereof East Elm Street, no parking any time.

Sec. 114-3180. East Elm Street--Southeast First Street to ~~dead end east of Southeast Twenty-ninth Court~~ Southeast Thirty-sixth Street.

East Elm Street, on the south side, from Southeast Thirty-fifth Street to Southeast Thirty-sixth Street, no parking any time.



**PREVIOUS COUNCIL ACTION(S):**

Date: March 23, 2015

Roll Call Number: [15-0547](#) and [15-0548](#)

Action: [On](#) SE 34th Street/SE 36th Street Roadway Improvements at UPRR: Resolution approving plans, specifications, form of contract documents, Engineer's estimate and designation of lowest responsible bidder as Grimes Asphalt and Paving Corporation, (Kurt Rasmussen, President), \$636,695.25. ([Council Communication No. 15-148](#)) Moved by Coleman to adopt. Motion Carried 5-2. Nays: Gatto and Moore.

(A) [Approving](#) contract and bond, and permission to sublet. Moved by Coleman to adopt. Motion Carried 5-2. Nays: Gatto and Moore.

Date: February 23, 2015

Roll Call Number: [15-0279](#)

Action: [SE](#) 34th Street/SE 36th Street Roadway Improvements at UPRR: Receiving of bids, (3-10-15), Setting date of hearing, (3-23-15), Construction estimate, \$690,000. ([Council Communication No. 15-087](#)) Moved by Coleman to adopt. Motion Carried 5-2. Nays: Gatto and Moore.

Date: September 23, 2013

Roll Call Number: [13-1508](#)

Action: [Vacation](#) of three (3) segments of street right-of-way for railroad crossing closures at the Hull Avenue, Scott Avenue and SE 34th Street crossings, and approving agreement with the Union Pacific Railroad Company for the Union Pacific Crossing Closure Mitigation Project and authorization to proceed with acquisition of the necessary right-of-way and easements required for the project by gift, negotiation or eminent domain. Moved by Mahaffey to adopt. Motion Carried 4-2-1. Nays: Meyer and Moore. Absent: Cownie.

Date: August 26, 2013

Roll Call Number: [13-1349](#)

Action: [On](#) vacation of three (3) segments of street right-of-way for railroad crossing closures at the Hull Avenue, Scott Avenue and SE 34th Street crossings. ([Council Communication No. 13-444](#)) Moved by Mahaffey that this ordinance be considered and given second vote for passage, and that this ordinance be submitted for third consideration at the City Council meeting scheduled for September 23, 2013. Motion Carried 5-2. Nays: Meyer and Moore.

Date: April 8, 2013

Roll Call Number: [13-0578](#) and [13-0579](#)

Action: [Approving](#) preliminary terms of agreement with Union Pacific Railroad for the vacation of three (3) segments of street right-of-way at the Hull Avenue, Scott Avenue and SE 34th Street

crossings. ([Council Communication No. 13-165](#)) Moved by Mahaffey to adopt; refer to the City Manager to continue to work on the terms of the agreement with the residents, businesses and the UPRR. Motion Carried 5-2. Nays: Meyer and Moore.

(A) [Setting](#) date of hearing on vacation of three (3) segments of street right-of-way for railroad crossing closures at the Hull Avenue, Scott Avenue and SE 34th Street crossings, (6-10-13). Moved by Mahaffey to adopt. Motion Carried 7-0.

Date: January 28, 2013

Roll Call Number: [13-0166](#)

Action: [Receive](#) and file Plan and Zoning Commission recommendation regarding request from Union Pacific Railroad to vacate the following four (4) segments of street right-of-way where the railroad right-of-way intersects, subject to conditions: ([Council Communication No. 13-040](#)) Moved by Mahaffey to receive and file. Motion Carried 6-1. Nays: Meyer.

**BOARD/COMMISSION ACTION(S): NONE**

**ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE**

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