


COUNCIL COMMUNICATION

 CITY OF DES MOINES OFFICE OF THE CITY MANAGER	Number:	23-366	Meeting:	August 7, 2023
	Agenda Item:	12	Roll Call:	23-1068
	Submitted by:	Steven L. Naber, P.E., City Engineer		

AGENDA HEADING:

Approving First Amendment to Agreement for Cooperative Public Service with Polk County for the NE Broadway Avenue Improvement Project from Iowa Highway 415 (NW 2nd Avenue) to US Highway 6 (Hubbell Avenue).

SYNOPSIS:

Recommend approval and authorization to execute the First Amendment to Agreement for Cooperative Public Service for the NE Broadway Avenue Improvements to increase the City share of the project based on the awarded construction contract amount and allow additional services to be provided by Polk County.

FISCAL IMPACT:

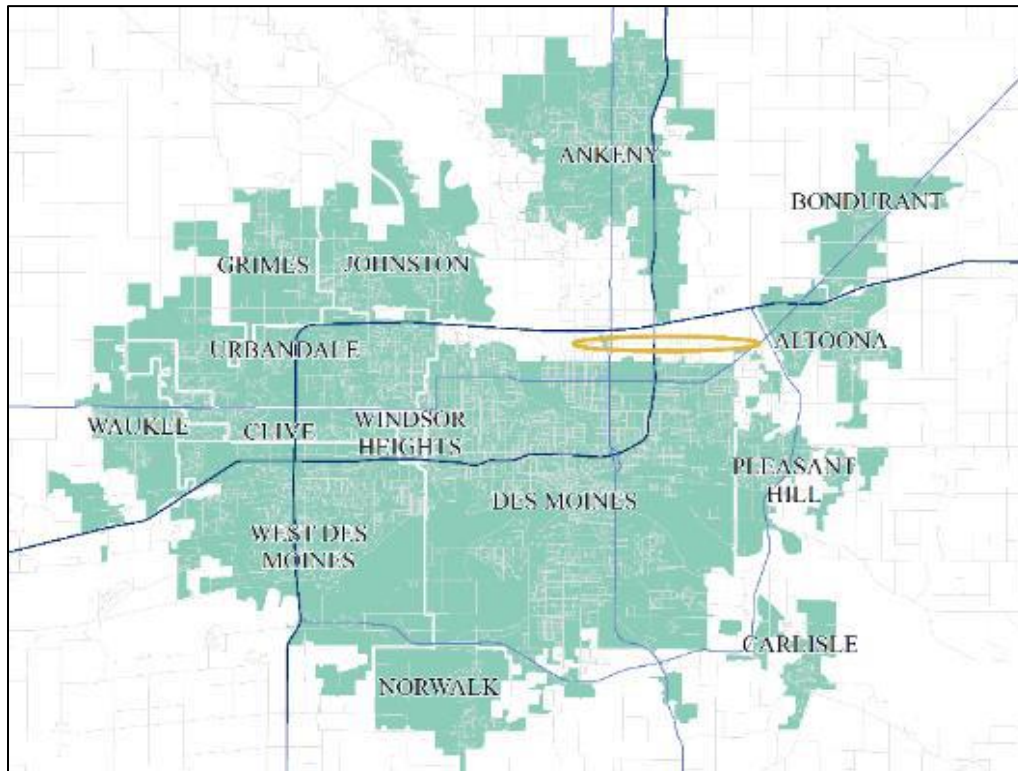
Amount: \$3,025,588.39

Funding Source: 2023-2024 CIP, Page 155, BUILD Grant – Broadway from 2nd Avenue to Hubbell, ST307, Being: G.O. Bonds and LOSST

ADDITIONAL INFORMATION:

- On September 12, 2022, City Council approved and authorized the execution of the Agreement for Cooperative Public Service (Agreement) with Polk County for the NE Broadway Avenue Improvement Project from Iowa Highway 415 (NW 2nd Avenue) to US Highway 6 (Hubbell Avenue) which includes reconstruction of the 5.2-mile section of NE Broadway Avenue into a three (3) lane urban cross section, including:
 - Addition of a two (2)-way center left-turn lane.
 - A new, grade separated, underpass beneath the Union Pacific Railroad crossing.
 - Round-a-bouts at the intersections of E. Broadway Avenue/E. 38th Street and E. Broadway Avenue/E. 46th Street.
 - A 10-foot-wide shared use path on the north side of E. Broadway Avenue from NW 2nd Avenue to Fourmile Creek.

- A five (5)-foot-wide sidewalk on the north side of E. Broadway Avenue from Fourmile Creek to Hubbell Avenue.
- Polk County is the lead agency for the project and is providing all planning, concept development, preliminary engineering design services, survey, contract administration, and construction administration/inspection.
- City of Des Moines (City) staff participated in design discussions and coordinating work within the city limits, including a portion near E. 14th and between E. 38th Street and Hubbell Avenue.
- The total estimated construction cost for the roadway improvements was \$38,084,916, funded by a \$25 Million Better Utilizing Investments to Leverage Development (BUILD) Grant, an approximate \$4 Million RISE Grant, \$500,000 State Traffic Safety Improvement Program funding, \$600,000 State Urban-State Traffic Engineering Program (U-STEP)/County-State Traffic Engineering Program (C-STEP) funding, and the remaining local share of roadway improvements between Polk County and the City.
- The executed Agreement provided that the City will be responsible for reimbursement of the City's share of construction improvements for areas within the city limits, which were estimated to be \$3,144,838.
- The project was let by the Iowa Department of Transportation (IDOT) on October 18, 2022, and the low bid was \$53,769,000 from Reilly Construction Co., Inc., headquarters in Ossian, Iowa. This includes approximately \$5.9 Million in water main improvements to be paid by Des Moines Water Works.
- On November 1, 2022, by Resolution No. 223-22, the Polk County Board of Supervisors accepted the bids and approved the terms of construction contract with Reilly Construction Co., Inc. for an amount of \$53,769,000.
- With the awarded construction contract amount exceeding the cost estimate, the local cost share of roadway improvements increased for Polk County and the City. The calculated City share increased from \$3,144,838 to \$5,170,426.39. The increase of \$2,025,588.39 is to be paid by July 30, 2024.
- At the written request of the City, Polk County will also provide up to \$1,000,000 in additional related services and improvements within the city of Des Moines. This is subject to the City Engineer's prior written approval and City Council's acceptance. Polk County will provide a detailed invoice to the City for actual costs.

**PREVIOUS COUNCIL ACTION(S):**

Date: September 12, 2022

Roll Call Number: [22-1382](#)

Action: [Approving](#) and authorizing the execution of the agreement for Cooperative Public Service with Polk County for the NE Broadway Avenue Improvement Project from Iowa Highway 415 (NW 2nd Avenue) to US Highway 6 (Hubbell Avenue). ([Council Communication No. 22-421](#)) Moved by Gatto to adopt. Second by Boesen. Motion Carried 7-0.

BOARD/COMMISSION ACTION(S): NONE**ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:**

Acceptance of project improvements within City's jurisdiction for ownership and maintenance and payment of City's share of project costs to Polk County.

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