


# COUNCIL COMMUNICATION

|  |               |   |            |                       |
|--|---------------|---|------------|-----------------------|
| <br>CITY OF <b>DES MOINES</b><br>OFFICE OF THE CITY MANAGER | Number:       | <b>24-313</b>   | Meeting:   | <b>August 5, 2024</b> |
|  | Agenda Item:  | <b>8</b>  | Roll Call: | <b>24-1048</b>        |
|  | Submitted by: | <b>Jonathan A. Gano, P.E., Public Works Director and<br/>Steven L. Naber, P.E., City Engineer</b> |            |                       |

## AGENDA HEADING:

Approving and authorizing the execution of a 28E Agreement with the City of West Des Moines for major construction within the public right-of-way of SW 63rd Street/SE 1st Street for the 63rd Street Trail from SW McKinley Avenue to the Raccoon River.

## SYNOPSIS:

A 28E Agreement has been prepared between the City of Des Moines and the City of West Des Moines to provide for the joint exercise of the respective powers of the Cities hereto in connection with the trail construction project. This agreement is intended to supplement the Boundary Streets Joint Maintenance Agreement dated April 29, 2005.

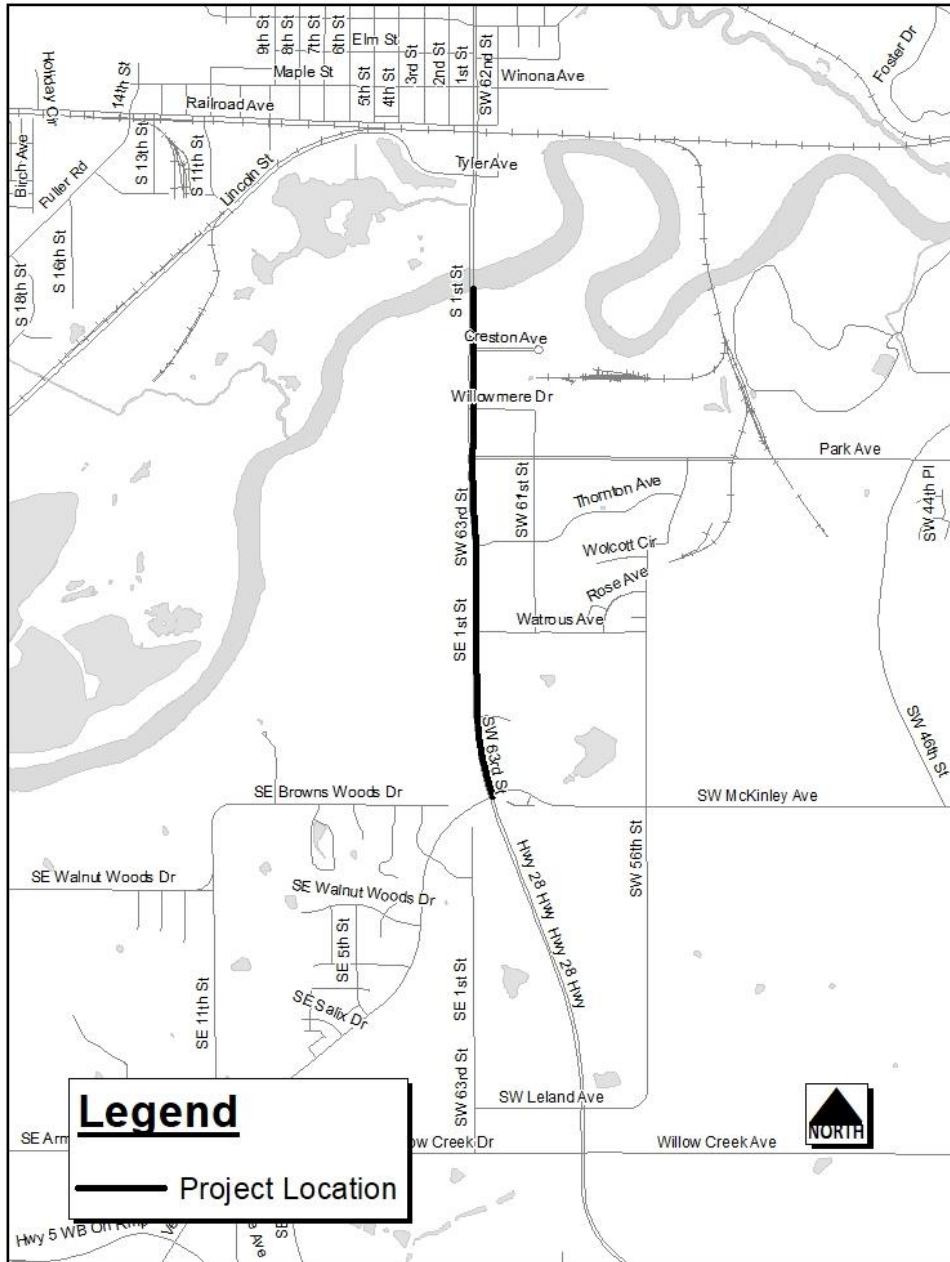
## FISCAL IMPACT:

The City of Des Moines' share of the maintenance responsibilities will be funded in the Public Works and Engineering Departments' operating budgets.

## ADDITIONAL INFORMATION:

- The City of Des Moines shares a boundary street, 63rd Street/1st Street, with the City of West Des Moines.
- On April 25, 2005, by Roll Call No. 05-997, City Council approved an Intergovernmental 28E Agreement with the City of West Des Moines for joint maintenance of joint boundary streets. This Agreement includes arrangements for joint maintenance of the roadway, traffic signals, and streetlights.
- On February 19, 2024, City Council held a hearing on the 63rd Street Trail from SW McKinley Avenue to the Raccoon River public improvement project and approved plans, specifications, form of contract documents, engineer's estimate, receive and file bids, and designating the lowest responsive, responsible bidder as Corell Contractor, Inc. (Grant S. Corell, President), \$1,353,557.76.
- This public improvement project adds a new trail along 63rd Street/1st Street, including a portion within the City of West Des Moines' corporate boundaries.

- A 28E Agreement was prepared for the new trail maintenance responsibilities and will supplement the original 28E Agreement approved in 2005.
- The City of West Des Moines approved this 28E Agreement at its June 17, 2024 Council meeting.
- The construction of this project, which is being administered by the City of Des Moines, is anticipated to be completed in late spring 2025.



**PREVIOUS COUNCIL ACTION(S):**

Date: February 19, 2024

Roll Call Number: [24-0287](#)

Action: [On](#) 63rd Street Trail from SW McKinley Avenue to the Raccoon River: Resolution approving plans, specifications, form of contract documents, engineer's estimate, receive and file bids, and designating the lowest responsive, responsible bidder as Corell Contractor, Inc. (Grant S. Corell, President), \$1,353,557.76. ([Council Communication 24-069](#)) Moved by Mandelbaum to adopt. Second by Voss. Motion Carried 6-0.

Date: April 25, 2005

Roll Call Number: [05-997](#)

Action: Intergovernmental 28E Agreement with City of West Des Moines for joint maintenance of joint boundary streets. ([Council Communication No. 05-227](#)). Moved by Vlassis to adopt. Motion Carried 7-0.

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

**ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:**

No further actions or future commitments are anticipated with regard to executing this 28E Agreement unless unanticipated issues arise requiring an amendment to the Agreement.

For more information on this and other agenda items, please call the City Clerk's Office at 515-283-4209 or visit the Clerk's Office on the first floor of City Hall, 400 Robert D Ray Drive. Council agendas are available to the public at the City Clerk's Office on Thursday afternoon preceding Monday's Council meeting. Citizens can also request to receive meeting notices and agendas by email by calling the Clerk's Office or sending their request via email to [cityclerk@dmgov.org](mailto:cityclerk@dmgov.org).