

Date November 6, 2006

APPROVING AND AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE
BOUNDARY STREETS AND ROADS MAINTENANCE AGREEMENT
WITH POLK COUNTY, IOWA

WHEREAS, the City of Des Moines and Polk County, Iowa, share joint jurisdiction on boundary streets; and

WHEREAS, the efficient maintenance and upkeep of those boundary streets requires a 28E Agreement pursuant to Chapter 28E of the Iowa Code by which responsibilities are shared; and

WHEREAS, on November 19, 2001, by Roll Call No. 01-3443, the City Council approved a Boundary Streets and Roads Maintenance 28E Agreement between the City of Des Moines and Polk County; and

WHEREAS, modification of the existing 28E Agreement with Polk County is needed due to voluntary annexations and to improve efficiencies of roadway maintenance.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa:

1. THAT the Boundary Streets and Roads Maintenance Agreement Amendment attached hereto and made a part hereof is hereby approved as to form and content.
2. THAT the Mayor and City Clerk be and are hereby authorized and directed to execute and attest, respectively, said amendment for and on behalf of the City of Des Moines.
3. THAT the City Clerk be and is hereby authorized and directed to record said amendment in the Office of the Secretary of State and in the Office of the Polk County Recorder upon its execution by Polk County.

APPROVED AS TO FORM:

Moved by _____ to adopt.

Ann DiDonato
Ann DiDonato, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
VLASSIS				
TOTAL				

MOTION CARRIED

APPROVED

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.

Mayor

City Clerk