

★ Roll Call Number

Agenda Item Number

12

.....
Date July 14, 2014

**RECEIVE AND FILE LETTER FROM THE CITY OF WEST DES MOINES
TO MAKE PAVING IMPROVEMENTS TO PINE AVENUE FROM IOWA 28 TO WEST
CITY LIMITS, DIRECTING STAFF TO PREPARE AN AGEEMENT FOR THE
PAVING IMPROVEMENTS AND AUTHORIZING
THE INTERIM CITY MANAGER TO EXECUTE SUCH AGREEMENT**

WHEREAS, Pine Avenue connects Iowa 28 to a development site located within West Des Moines;
and

WHEREAS, the development construction will generate additional traffic on Pine Avenue from Iowa
28 to the City of Des Moines West City Limits; and

WHEREAS, Pine Avenue does not have permanent paving, but only an interim paving section is not
suited to higher volumes; and

WHEREAS, West Des Moines has offered to make paving improvements to the section of Pine Avenue
within the City of Des Moines at no cost to the City of Des Moines.

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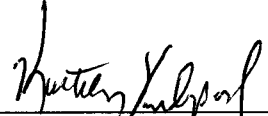
NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA:

1. That the letter dated July 9, 2014 from West Des Moines be received and filed.
2. That the legal department is directed to prepare an agreement between the City of Des Moines and the City of West Des Moines for the paving improvements to be made by West Des Moines within the City of Des Moines at no cost to Des Moines.
3. That the Interim City Manager is hereby authorized to execute the Agreement on behalf of the City of Des Moines.
4. That the City Council hereby authorizes the necessary road closures for the paving of Pine Avenue.

(Council Communication No. 14-349 attached)

Moved by _____ to adopt.

APPROVED AS TO FORM:


 Kathleen Vanderpool
 Deputy City Attorney

DRB

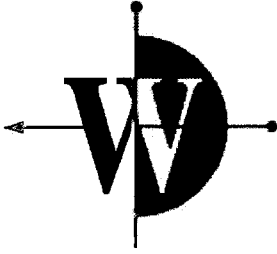
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				
MOTION CARRIED			APPROVED	
_____ Mayor				

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.

_____ City Clerk



THE CITY OF
West Des Moines[®]
www.wdm.iowa.gov

City Manager/City Clerk

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'Aaa'
Credit Rating
Moody's

'AAA'
Credit Rating
Standard & Poor's

July 9, 2014

Jeb E. Brewer, P. E., City Engineer
Des Moines City Hall
400 Robert D Ray Drive
Des Moines, IA 50309

Jeb:

This letter is a follow-up to our conversations about Microsoft Corporations' announced intent to construct a large data center in West Des Moines, specifically on the southern portion of the Willow Creek Golf Course - near the Des Moines/West Des Moines corporate boundary. We have now been advised that Microsoft is the property owner of record on the super-majority of the chosen site so West Des Moines commitments for infrastructure improvements to serve this area, per the approved Urban Renewal Plan, are moving forward.

The primary street access, for the initial construction of the data center site, will be Pine Avenue. As you know Pine Avenue roadway (variations of asphalt milling and asphalt) runs westerly, from Iowa Highway 28 in Des Moines, to South 8th Street in West Des Moines. We are aware the heavy/significant traffic leading to the data center site will be a road maintenance headache, likely causing a deterioration of the existing roadway. Accordingly, it is West Des Moines intent to have constructed, as quickly as possible this summer/fall, an ACC or PCC overlay (depending on cost) over the existing Pine Avenue roadway within our community.

West Des Moines recognizes the affects the increased construction traffic will have on that portion of Pine Avenue lying within the City of Des Moines. We have also been advised expenditure of West Des Moines funds for consequential costs of the infrastructure improvement outside of our community would be legal if the improvement is necessary to access and/or serve an otherwise valid city project within our corporate boundary. Given the above we are asking the Des Moines City Council to authorize West Des Moines to have constructed the same ACC/PCC overlay on the short segment of Pine Avenue within your community (from your Southwest 60th Street easterly to where the existing concrete stops west of Iowa 28).

Jeb, please let me know if you have any questions on this matter.

Sincerely yours,

Jody E. Smith, CMFA, MMC
Deputy City Manager/City Clerk

JES:

c: Tom Hadden, City Manager
Duane Wittstock, City Engineer