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Date July 15, 2019

**APPROVING AND AUTHORIZING THE EXECUTION OF
UNION PACIFIC RAILROAD COMPANY (UPRR) SUPPLEMENTAL AGREEMENT
FOR THE E. 30th STREET VIADUCT REHABILITATION**

WHEREAS, the Union Pacific Railroad Company (UPRR) owns and operates a railroad within the area near and adjacent to the E. 30th Street Viaduct Rehabilitation Project; and

WHEREAS, the E. 30th Street Viaduct Rehabilitation includes construction of roadway and bridge improvements adjacent and over the UPRR rail lines; and

WHEREAS, the UPRR has presented a Supplemental Agreement that includes:

1. Temporary construction easements for rehabilitation, at a cost of \$12,500.
2. Railroad provided engineering inspection and review, at an estimated cost of \$35,000.

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

1. That the Supplemental Agreement between the Union Pacific Railroad Company and City of Des Moines in connection with the E. 30th Street Viaduct Rehabilitation Project, copies which are now on file in the office of the City Clerk, be and is hereby approved as to form and content.
2. That the Mayor and City Clerk are hereby authorized and directed to execute said Agreement for and on behalf of the City of Des Moines, Iowa.
3. That the Engineering Department is hereby authorized to administer the terms of said Agreement.

★ Roll Call Number

Agenda Item Number

10

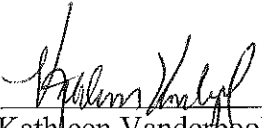
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4. That the Finance Director is authorized to make payment to the railroad for the required rights and temporary easement upon execution of said Agreement and for actual costs, pursuant to the Agreement, upon receipt of invoices acceptable to the Engineering Department.

(City Council Communication Number 19-300 attached)
Activity ID 12-2016-001

Moved by _____ to adopt.

FORM APPROVED:


Kathleen Vanderpool
Deputy City Attorney

SLN

2019-2020 CIP, Page Bridge-6, E. 30th Street Bridge over UPRR, BR055, Gaming Monies

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
COLEMAN				
GATTO				
GRAY				
MANDELBAUM				
WESTERGAARD				
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