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**Date** ..... **February 19, 2024** .....

**APPROVAL OF AN AGREEMENT BETWEEN THE CITY OF DES MOINES  
AND THE DES MOINES METROPOLITAN WASTEWATER  
RECLAMATION AUTHORITY FOR THE  
INGERSOLL RUN OUTLET, PHASE 28, SEGMENT 2 PROJECT**

WHEREAS, the WRA is undertaking a project to construct the WRA Ingersoll Run Outlet, Phase 28, Segment 2 Project (Project) within Des Moines; and

WHEREAS, the Ingersoll Run Outlet Project, Phase 28, Segment 2 (hereafter “Project”) will be located in the Des Moines right-of-way of 15<sup>th</sup> Street, Locust Street, Fleur Drive, Grand Avenue, and 18<sup>th</sup> Street; and

WHEREAS, the WRA’s construction of the Project will require the demolition of and replacement of certain roadway and associated improvements owned by Des Moines, for the installation of a WRA owned 60-inch combined sewer as depicted in Exhibit A which are collectively referred to as the “WRA Improvements”; and

WHEREAS, Des Moines desires to implement traffic circulation improvements at the intersection of Fleur Drive, Locust Street, Grand Avenue, and 18<sup>th</sup> Street which includes the conversion of Grand Avenue and Locust Street to two-way traffic between 18<sup>th</sup> Street and 15<sup>th</sup> Street which are referred to as the “Des Moines Improvements”; and

WHEREAS, Des Moines and the WRA agree that it is of mutual benefit to coordinate and construct Des Moines Improvements with the construction of the WRA’s Ingersoll Run Outlet Project, Phase 28, Segment 2; and

WHEREAS, the City is agreeing in the agreement to pay certain bid tab items based on the percentage set forth in the Agreement which are estimated to be \$ 4,979,001.97; and

WHEREAS, the City is also agreeing to pay administration costs for design costs for its portion of the design in the amount of \$30,000 and costs of construction administration in the amount of \$43,000 and

WHEREAS, the agreement sets out the responsibilities for the design, construction and funding of the Project; and



**Roll Call Number**

**Agenda Item Number**

10

**Date** February 19, 2024

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF DES MOINES, IOWA: That subject to approval as to form by the Legal Department, it hereby approves the Agreement by and between the City of Des Moines and the Des Moines Metropolitan Wastewater Reclamation Authority for the Ingersoll Run Outlet, Phase 28, Segment 2 Project and authorizes and directs the Mayor to execute the agreement and the City Clerk to attest to the Mayor's signature. It further authorizes and directs the Finance Director to make payments in accordance with the Agreement.

(Council Communication No. 24-077)

Moved by \_\_\_\_\_ to adopt. Second by \_\_\_\_\_.

Approved as to Form:

*s/Kathleen Vanderpool*

Kathleen Vanderpool  
Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN				
VOSS				
COLEMAN				
WESTERGAARD				
MANDELBAUM				
GATTO				
TOTAL				

**CERTIFICATE**

I, LAURA BAUMGARTNER, 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.

MOTION CARRIED

APPROVED

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk