

★ Roll Call Number

08-2114

Agenda Item Number

7

Date December 8, 2008

APPROVING AND AUTHORIZING THE EXECUTION OF  
NORFOLK SOUTHERN CORPORATION STREET CROSSING  
SIGNAL SAFETY IMPROVEMENT AGREEMENT FOR  
MAURY STREET

WHEREAS, the City of Des Moines and Norfolk Southern Corporation submitted a request for Federal Grade Crossing Safety Improvement Funds (Federal Aid 23 USC 130 Funds) for Maury Street, FRA No. 864238S.

WHEREAS, the Iowa Department of Transportation has approved use of these funds for the Grade Crossing Safety Improvement for Maury Street, FRA No. 864238S, including installation of flashing light signals and automatic gate arm units. The total estimate of the project is \$226,131 of which the City participation is 5%, or \$11,386.55.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the agreement between the City of Des Moines and Norfolk Southern Corporation for Grade Crossing Safety Improvements at Maury Street, FRA No. 864238S, be and hereby approved subject to approval by Norfolk Southern Corporation, and the Mayor is authorized and directed to sign such agreement, and the City Clerk to attest to the Mayor's signature and return three original copies to the Engineering Department for transmittal to the Iowa Department of Transportation.

IT IS FURTHER RESOLVED that the Finance Director is hereby authorized to make payment to Norfolk Southern Corporation for said street crossing signal safety improvement upon receipt of an invoice from Norfolk Southern Corporation and approval by the City Engineer.

(Council Communication Number 08-721 attached)

Activity ID 14-2009-031

Moved by Klassis to adopt.

FORM APPROVED:

Kathleen Vanderpool  
Kathleen Vanderpool  
Deputy City Attorney

Funding Source: CIP – Street Improvement, Railroad Crossing Surface Repairs and Signal Improvements, Account 544150, Fund CP038, Organization ENG990000, Project, STR139

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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
TOTAL	7			

MOTION CARRIED

APPROVED

Y. M. Franklin Council  
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.

Diane Rauh City Clerk