



Roll Call Number

21-1945

Agenda Item Number

61

Date December 20, 2021

RESOLUTION TEMPORARILY CLOSING A PORTION OF A MULTI-USE RECREATIONAL TRAIL

WHEREAS, Ball Team, LLC on behalf of Sherman Associates is in the process of constructing the Slate at Gray's Landing at 400 Southwest 11th Street and have encountered unexpected geotechnical conditions which require that a portion of the Multi-Use Recreational Trail between SW 11th and SW 12th near Tuttle Street ("Trail") be temporarily closed during such construction for the safety of the public and in compliance with Occupational Safety and Health Administration (OSHA) standards; and

WHEREAS, due to the proximity of the Trail, the amount and type of construction required, Ball Team, LLC and Sherman Associates estimate that such construction requiring closure of the Trail could last up to nine months; and

WHEREAS, the Parks and Recreation Department is requiring Ball Team, LLC and Sherman Associates to provide an appropriately signed Trail detour route which will accommodate all trail users; and

WHEREAS, the City Council agrees that it is of benefit to the citizens of Des Moines that said Trail be temporarily closed during such construction of the Slate at Gray's Landing project; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa that the, that the portion of the Multi-Use Recreational Trail, as shown on Attachment 1, be temporarily closed from December 20, 2021 until September 1, 2022.

BE IT FURTHER RESOLVED that the City Engineer is hereby authorized and directed to terminate such temporary closure of such Trail once no further closure is needed to accommodate the Slate at Gray's Landing construction.

Moved by Boesen to adopt.

APPROVED AS TO FORM:

Ann DiDonato
Ann DiDonato, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			

CERTIFICATE

I, P. Kay Cmelik, 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.

J. M. Franklin Cownie
Mayor

P. Kay Cmelik
City Clerk