

★ Roll Call Number  
23D882

Agenda Item Number  
8

Date June 26, 2023

**APPROVING CONSTRUCTION AND MAINTENANCE AGREEMENT FOR THE  
 NORTH VALLEY DRIVE RAILROAD CROSSING WITH  
 IOWA INTERSTATE RAILROAD, LLC,  
 FOR AN ESTIMATED AMOUNT OF \$124,766.30**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the Construction and Maintenance Agreement between the City of Des Moines and Iowa Interstate Railroad, LLC, 5900 6<sup>th</sup> Street SW, Cedar Rapids, Iowa, 52404, for an estimated total of \$124,766.30, for the North Valley Drive Railroad Crossing, is hereby approved, subject to approval as to form by the Legal Department.

BE IT FURTHER RESOLVED: That the Mayor and City Clerk are hereby authorized and directed to execute and attest, respectively, said Agreement for and on behalf of the City of Des Moines, Iowa.

(City Council Communication Number 23-303)  
 Activity ID 04-2023-009

Moved by Gatto to adopt. Second by Voss

FORM APPROVED: s/Kathleen Vanderpool  
 Kathleen Vanderpool  
 Deputy City Attorney

Funding Source: 2023-24 CIP, Page 171, Sidewalks - School and Priority Routes, SW081, G.O. Bonds

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
MANDELBAUM	✓			
SHEUMAKER				✓
VOSS	✓			
WESTERGAARD	✓			
TOTAL	6			1

**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  
J. M. Frankhu Cownie Mayor

Laura Baumgartner City Clerk