

Date October 7, 2024

APPROVING SECOND AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF PLEASANT HILL AND THE CITY OF DES MOINES FOR THE COORDINATION OF FUNDING, DESIGN AND CORRIDOR PRESERVATION FOR THE SOUTHEAST CONNECTOR

WHEREAS, the Southeast Connector is a public improvement project undertaken by the City of Des Moines, which connects downtown Des Moines as an extension of Martin Luther King (MLK) Jr. Parkway, through the industrial southeast quadrant of the City of Des Moines to the U.S. Highway 65 in Pleasant Hill; and

WHEREAS, Pleasant Hill and Des Moines (the parties) entered into an Agreement (the "Agreement") that was approved by the City Council of the City of Des Moines on December 7, 2015, by Roll Call 15-2038 and by the City Council of the City of Pleasant Hill on November 24, 2015 by Roll Call 112415-08 for the coordination of funding, design and corridor preservation of the Southeast Connector; and

WHEREAS, the parties amended the Agreement to include terms and responsibilities associated with the Pleasant Hill Boulevard and Vandalia Road Intersection Project and the preservation of property for the Southeast Connector as approved by the City Council of the City of Des Moines on March 7, 2016 by Roll Call 16-0372 and by the City Council of the City of Pleasant Hill on March 8, 2016 by Roll Call 030816-07; and

WHEREAS, the parties desire to amend the Agreement a second time to include terms and responsibilities associated with the coordination of funding, design and construction of the Southeast Connector between SE 30th Street in Des Moines and U.S. Highway in Pleasant Hill and naming of the completed roadway, including but not limited to:

1. Des Moines is responsible for design and all property acquisition of the Southeast Connector full build between SE 30th Street and U.S. Highway 65.
2. Des Moines is responsible for construction of the Southeast Connector between SE 30th Street and U.S. Highway 65 consisting of grading the full right of way, constructing the eastbound roadway lanes, including a 1,515-foot-long bridge over Fourmile Creek, and initially utilizing the two-lane eastbound roadway for one vehicle lane in each direction, as well as improvements to adjacent connecting roadways at SE 30th Street, SE 36th Street and SE 43rd Street.
3. Pleasant Hill will reimburse Des Moines for all water main work constructed as part of the SE Connector project that is within Pleasant Hill's corporate limits.
4. Maintenance and ownership responsibilities of the completed project follow the corporate limits.
5. The completed project will be named East Martin Luther King, Jr. Parkway.

★ **Roll Call Number**
24-1333

Agenda Item Number
9A

Date October 7, 2024

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

1. That the Second Amendment to the Agreement with Pleasant Hill, Iowa for the Southeast Connector Project, a copy of which is on file in the office of the City Clerk, is hereby accepted as to form and content.
2. That the Mayor and City Clerk are hereby authorized and directed to execute and attest, respectively, said Second Amendment for and on behalf of the City of Des Moines, Iowa.
3. That the Southeast Connector project from SE 30th Street to U.S. Highway 65 be named "East Martin Luther King, Jr. Parkway."

(Council Communication No. 24-394 attached)
 Activity ID 06-2022-020

Moved by Gatto to adopt. Second by SIMONSON

FORM APPROVED: s/Kathleen Vanderpool

Kathleen Vanderpool
 Deputy City Attorney

*Motion by Mandelbaum to delay consideration and renegotiate terms failed no second.

SLN^{pw} Funding Source: Various funding sources, as follows:

- \$34,000,000 – INFRA Grant
- \$11,284,000 – Federal STBG funding allocated by the Des Moines Metropolitan Planning Organization
- \$13,716,000 – 2024-2025 CIP, Page 104, Southeast Connector – SE 30th Street to US 65, ST256, GO Bonds, TIF Bonds and Proceeds from Federal Title 23 Excess Land Sales

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN	✓			
COLEMAN	✓			
GATTO	✓			
* MANDELBAUM		✓		
SIMONSON	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	6	1		

MOTION CARRIED APPROVED
Connie Boesen Mayor

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.

Laura Baumgartner City Clerk