

★ Roll Call Number

25-1607

Agenda Item Number

31

Date December 8, 2025

**APPROVING SUPPLEMENTAL AGREEMENT TO THE JULY 1, 2021 AGREEMENT
FOR MAINTENANCE AND REPAIR OF PRIMARY ROADS IN MUNICIPALITIES
BETWEEN THE IOWA DEPARTMENT OF TRANSPORTATION AND THE CITY OF
DES MOINES**

WHEREAS, the City of Des Moines maintains 75.231 miles of State-owned roadways in Des Moines under an Agreement for Maintenance and Repair of Primary Roads in Municipalities (“Agreement”) with the Iowa Department of Transportation (“IDOT”) which is reviewed and updated annually; and

WHEREAS, on August 23, 2021, by Roll Call No. 21-1337, the City Council approved an Agreement between the City and the IDOT for maintenance and repair of primary roads and emergency maintenance for traffic signals for the period July 1, 2021 through June 30, 2026; and

WHEREAS, IDOT and City desire to amend the Agreement adding terms for encroachment enforcement by the City within the IDOT right of way on behalf of the IDOT and the associated fee structure for encroachment removal to be paid by IDOT to the City, with annual City review; and

WHEREAS, staff from IDOT and the City have negotiated a Supplemental Agreement to the Agreement, a copy of which is on file in the City Clerk's Office, with the above described terms and which is enforceable for the term of the Maintenance and Repair of Primary Roads in Municipalities Agreement until June 30, 2026.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the Supplemental Agreement by and between the City of Des Moines and Iowa Department of Transportation to the Agreement for Maintenance and Repair of Primary Roads in Municipalities, including encroachment removal from IDOT right of way within the City of Des Moines for the period December 1, 2025 to June 30, 2026, be and is hereby approved; the Mayor is hereby authorized to execute such Supplemental Agreement on behalf of the City and the City Clerk is directed to attest to her signature; and the Neighborhood Services Director is authorized and directed to administer and monitor compliance with said Agreement, as amended.

MOVED BY *Gatto*

TO ADOPT. SECOND BY *Voss*

APPROVED AS TO FORM:

/s/ Chas M. Cahill

Chas M. Cahill

Assistant City Attorney

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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN	✓			
SIMONSON	✓			
VOSS	✓			
COLEMAN	✓			
WESTERGAARD	✓			
MANDELBAUM	✓			
GATTO	✓			
TOTAL	7			

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