

OFFICE OF THE CITY MANAGER
DES MOINES, IOWA

ITEM 3

CITY COUNCIL COMMUNICATION 97-217
APRIL 21, 1997 AGENDA

SUBJECT:	TYPE:	SUBMITTED BY:
28E AGREEMENT WITH POLK COUNTY FOR AIRPORT WETLANDS MITIGATION PROJECT	◆ RESOLUTION ORDINANCE RECEIVE/FILE	HAROLD E. SMITH CITY ENGINEER

SYNOPSIS —

This chapter 28E Intergovernmental agreement between the City of Des Moines and the Polk County Conservation Board sets out the responsibilities of the parties to develop and maintain a wetlands area which mitigates for the loss of wetlands due to the construction of the Airport Runway 5 Extension and associated road relocation and Airport projects.

FISCAL IMPACT —

Funding for the Runway 5/23 Wetlands Mitigation Project was provided for in the 1996-97/2001-02 CIP and is currently shown on page 54 of the 1997-98/2002-03 CIP.

The FAA has required this project as a part of the Environmental Assessment for the Runway 5 Extension Project and has indicated that money may be made available this federal fiscal year if the project is bid prior to July of 1997.

RECOMMENDATION —

- Approval of the 28E Intergovernmental agreement with the Polk County Conservation Board.
- Authorization and direction of the Mayor Pro Tem to execute the agreement.
- Authorization and direction of the City Engineer to proceed with the design and development of the wetlands mitigation project subject to Corps of Engineers, Iowa Department of Natural Resources (IDNR), and FAA review.
- Authorization to acquire the land for this wetlands mitigation project by gift, purchase, or eminent domain subject to fair market value determination by the Airport Board, appropriate engineering, legal and agency review and final City Council acceptance.

BACKGROUND —

This project is required as part of the Finding of No Significant Impact (FONSI) which the FAA issued regarding the Environmental Assessment done for the Airport Runway 5 Extension Project in the Airport Master Plan. The second condition of the FONSI requires that wetlands mitigation requirements be met and evidenced by acquiring a Corps of Engineers Section 404 Permit which must also meet Section 401 State Water Quality Requirements. The extension of Runway 5 requires the relocation of Iowa Highway 28 and Iowa Highway 5 which is currently Army Post Road. In the Relocated Iowa 5 pre-design agreement with the Iowa Department of Transportation (IDOT), the Airport is charged with the responsibility of Relocated Iowa 28 to match the IDOT's new Iowa 5

Beltway Project. In a separate IDOT agreement, the City and the Airport have also accepted the responsibility of mitigating for wetlands losses which are caused by the Iowa 28 Relocation Project.

FAA staff have indicated that there should be discretionary money available in this federal fiscal year to go with the Airport's \$2,000,000 in Airport Improvement Program (AIP) entitlement funds and would fund this and several other property acquisition and construction projects if we can complete design and obtain bids prior to July of 1997. The exact amount of discretionary funds which are available is not certain at this time.