



Council Communication

Office of the City Manager

Date

August 11, 2008

Agenda Item No. 53
Roll Call No. 08-
Communication No. 08-480
Submitted by: William G. Stowe, Assistant
City Manager/Public Works/ Engineering and
Jeb E. Brewer, P.E., City Engineer

AGENDA HEADING:

Authorization to submit request and enter into an agreement with the Corps of Engineers (COE) to advance funds up to \$750,000 to complete the design of the Birdland and Central Place Levees.

SYNOPSIS:

Recommend authorizing the Mayor to sign the request to the Corps of Engineers and enter into a Memorandum of Agreement (MOA) to allow the Corps of Engineers to accept advanced funds from the City of Des Moines up to \$750,000 for the design of the Birdland and Central Place levees. At this time, the Corps of Engineers has not received funding adequate to complete the design of the Des Moines and Raccoon Rivers project. Without providing advanced funds, design activity will be delayed until federal funds are appropriated resulting in a delay in the construction of the levees.

FISCAL IMPACT:

Amount: \$750,000

Funding Source: 2008-2009 CIP, Page Storm Water Improvements-10, Flood Protection System Improvements, FLD008, \$750,000 Storm Water Revenue

ADDITIONAL INFORMATION:

On March 20, 2006, by Roll Call 06-497, the City of Des Moines entered into a design agreement with the U.S. Corps of Engineers for the design of the Des Moines and Raccoon Rivers Flood Protection Project. The project includes construction of the Birdland and Central Place levees and improvements to closures in the downtown area. The Corps of Engineers has proceeded with design activities, as funding has been available. Federal funding has been allocated, but has not been adequate to complete design. The Corps of Engineers has a professional services agreement for the final design of the Central Place levee. At this time, federal funding is not available to prepare the necessary specifications and design report for Central Place or finalize the Birdland levee design. Federal funding would be available if Congress includes this project in either the Supplemental FY2008 Appropriations or the FY2009 appropriations.

The Corps of Engineers can enter into a Memorandum of Agreement to accept advanced funds from the City that would allow the project design to proceed. Once the Corps of Engineers receives federal funding, the advanced funds would be credited toward the City's required contribution of 35% for the overall project. The total project is estimated to cost \$12.1 million. The City's contribution is estimated

at \$4.3 million, which would allow 100% crediting of these advanced design funds. Once the Corps of Engineers receives the request to provide advanced funds, they will begin their approval process, which includes obtaining approval from the Office of Management and Budget, and notification to the Appropriations Committees of the Congress.

PREVIOUS COUNCIL ACTION(S):

Date: March 20, 2006

Roll Call Number: 06-497

Action: Approving Design Agreement with U.S. Army Corp of Engineers for design of the Des Moines and Raccoon Rivers Project for Flood Protection, not to exceed \$298,000. (Council Communication No. 06-143) Moved by Hensley to adopt. Motion Carried 5-2. Nays: Kiernan and Mahaffey.

Date: July 9, 2001

Roll Call Number: 01-2160

Action: Granting Right-of-Entry to the U.S. Army Corps of Engineers for survey and exploration of city property to determine adequacy of flood control system on Des Moines and Raccoon Rivers. (Council Communication No. 01-353). Moved by Hensley to adopt. Motion Carried 6-1. Absent: Flagg.

Date: September 13, 1999

Roll Call Number: 99-2748

Action: Approving Agreement with Department of the Army for the Des Moines and Raccoon Rivers Feasibility Study. (Council Communication No. 99-404) Moved by McPherson to adopt. Motion Carried 7-0.

BOARD/COMMISSION ACTION(S): NONE

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:

Enter into Project Partnering Agreement (PPA) with the Corps of Engineers for construction of the Des Moines and Raccoon Rivers project once Federal funding has been appropriated.

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