

 <p style="text-align: center;"><b>Council Communication</b> Office of the City Manager</p>	<b>Date:</b> December 4, 2017
	<b>Agenda Item No.</b> 48-I <b>Roll Call No.</b> <u>17-819</u> <b>Communication No.</b> <u>17-819</u> <b>Submitted by:</b> Benjamin R. Page, Park and Recreation Director

**AGENDA HEADING:**

Approving agreement for public service between Polk County Conservation Board (PCCB) and the City of Des Moines that establishes the responsibilities and duties of each agency for the construction and maintenance of public improvements to Ewing Park.

**SYNOPSIS:**

Recommend approval of an agreement between PCCB and the City for public improvements that consist of placing Easter Lake dredge material on a portion of Ewing Park and shaping it into a prairie to be established and maintained by PCCB for a minimum of five (5) years.

**FISCAL IMPACT: NONE**

**ADDITIONAL INFORMATION:**

- PCCB is in the process of improving Easter Lake and the Easter Lake Watershed. As part of this project, Easter Lake is being dredged with sediment being removed from the lake. With a portion of Easter Lake located within the boundaries of Ewing Park, PCCB proposed to Des Moines Parks and Recreation staff to deposit approximately 80,000 cubic yards of dredge material in Ewing Park. The Agreement requires PCCB to:
  - - Construct a temporary haul route from the lake to the property in Ewing Park.
    - Shape the material into a landscape suitable for establishing a prairie.
    - Establish the prairie and maintain it for five (5) years. If the prairie is not established to the City’s satisfaction at the end of five (5) years, then the County will maintain the prairie for an additional two (2) years.
    - Test the dredge material for hazardous materials and warrant that the material deposited onto City property will not pose any direct contact health hazards and be free of trash and debris.
- The area within Ewing Park is located directly adjacent to PCCB property, which allows the hauling route of the dredge material to be on PCCB property. Any tree loss from the establishment of the haul route will be on PCCB property. If any tree loss occurs on City property, PCCB will be required to mitigate according to the City’s Tree Mitigation Ordinance, however the area to be disturbed currently does not contain any trees.

- The area within Ewing Park that will be the location for dredge material was surveyed as part of the Natural Resource Inventory done by Dr. Tom Rosberg in 2014. This inventory identified carex bushii, a species of significance, within the proposed project area. Using this knowledge, the location of the carex bushii will be avoided when depositing and shaping the deposited material



PREPARED BY FCC

EASTER LAKE



- The project was reviewed by the Urban Conservation Committee, a sub-committee of the Park and Recreation Board, on October 19, 2017 and the committee recommended approval to the Board. The proposed public improvement project was presented to the Park and Recreation Board to receive and file at the October 24, 2017 meeting. The project was approved for recommendation to the City Council at the November 28, 2017 meeting.

**PREVIOUS COUNCIL ACTION(S): NONE**

**BOARD/COMMISSION ACTION(S):**

Board: Park and Recreation Board

Date: November 28, 2017

Resolution Number: 17-081

Action: Approval of the Easter Lake Dredging proposal from Polk County Conservation Board. Motion by Feltner to recommend approval of agreement with Polk County regarding the Easter Lake Dredge project. Second by Pugh. Motion carried.

\*\*The Park and Recreation Board will review and approve the minutes with the above action at their next meeting.

Board: Park and Recreation Board

Date: October 24, 2017

Resolution Number: 17-075

Action: Receive and File Easter Lake Dredging Proposal from Polk County Conservation Board. Motion by Facto to receive and file Easter Lake dredging proposal. Second by Feltner. Motion carried.

#### **ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:**

City Council acceptance of the improvements to Ewing Park.

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