


COUNCIL COMMUNICATION

	Number:	25-323	Meeting:	September 8, 2025
	Agenda Item:	8	Roll Call:	25-1180
	Submitted by:	Jonathan A. Gano, P.E., Public Works Director		

AGENDA HEADING:

Approving Water Resource Restoration Sponsored Project Performance Agreement between the Iowa Department of Natural Resources (IDNR) and the City of Des Moines and associated Maintenance Agreements between two (2) private property owners and the City of Des Moines for the Swan Lake Branch Sponsored Project.

SYNOPSIS:

Recommend approval of proposed Performance Agreement with IDNR and Maintenance Agreements with two (2) property owners who have agreed to own and maintain edge of field water quality practices installed on their property by the Swan Lake Branch Sponsored Project.

FISCAL IMPACT:

Amount: \$156,713.33

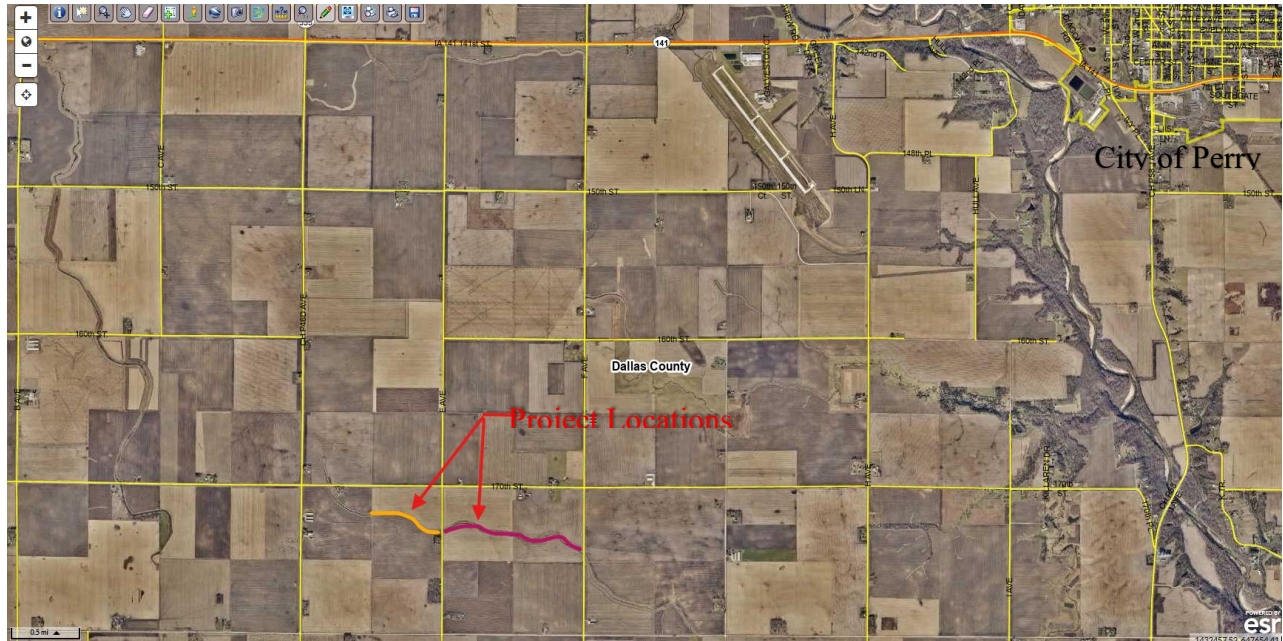
Source: Fiscal Year (FY) 2025-2026 Capital Improvement Program (CIP), Page 98, City-wide Storm Water Utility Projects, SM057, Stormwater Utility Revenue (reimbursable through State Revolving Fund {SRF})

ADDITIONAL INFORMATION:

- Polk County has completed construction of two (2) bioreactors and 18 saturated buffers within the Swan Lake Branch watershed, located in Dallas County west of Perry, Iowa. These water quality practices have been designed to remove nutrients in the targeted watershed which is tributary to the Raccoon River. The work was part of a larger Polk County batch and build project administered by Polk County with funding for sites within Swan Lake Branch being funded in the amount of \$156,713.33 by the City of Des Moines using eligible Sponsored Project funds as allowed by a 28E Agreement between Polk County and the City of Des Moines approved by City Council on January 22, 2024, by Roll Call No. 24-0119.
- In order for IDNR to approve reimbursement to Polk County for the construction related costs of the Swan Lake Branch project, a performance agreement must be entered into between the City and IDNR to help ensure the water quality practices are maintained appropriately. The property owners where the practices have been installed have agreed to enter into maintenance agreements requiring them to perform all maintenance activities required for the water quality practices. Public Works staff will administer the maintenance agreements to ensure compliance with the

IDNR performance agreement. If maintenance is not performed as required by IDNR, the maintenance agreements provide for the property owners to refund sponsored project related construction costs.

- City staff have reviewed the Water Resource Restoration Sponsored Project Performance Agreement and the Sponsored Projects Maintenance Agreements with two (2) individual property owners and recommend approval.



PREVIOUS COUNCIL ACTION(S):

Date: January 22, 2024

Roll Call Number: [24-0119](#)

Action: [28E](#) Agreement with Polk County for a Sponsored Project within the Swan Lake Branch Watershed, not to exceed \$250,000. ([Council Communication No. 24-035](#)) Moved by Gatto to adopt. Second by Coleman. Motion Carried 6-0.

BOARD/COMMISSION ACTION(S): NONE

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

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