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Date August 27, 2012.....

**APPROVING AND AUTHORIZING THE EXECUTION OF A  
28E AGREEMENT WITH VARIOUS ENTITIES FOR THE  
FOURMILE CREEK WATERSHED MANAGEMENT AUTHORITY**

WHEREAS, flooding along Fourmile Creek has impacted Des Moines residential and commercial properties, and

WHEREAS, the City, along with Polk County, Ankeny, and Pleasant Hill have previously entered into a cooperative agreement to study the Fourmile Creek Watershed, and will ultimately recommend improvements to reduce flooding; and

WHEREAS, it is necessary to coordinate various cities, counties and soil and water conservation districts and their various improvements within the Fourmile Creek Watershed through a joint Watershed Management Authority; and

WHEREAS, Polk County, Story County, Boone County, Ankeny, Des Moines, Pleasant Hill, Altoona, Bondurant, Slater, Alleman, City of Elkhart, Story County Soil and Water Conservation District, Boone County Soil and Water Conservation District, and Polk County Soil and Water Conservation District desire to enter into a 28E agreement to create a Watershed Management Authority entitled Fourmile Creek Watershed Management Authority; and

WHEREAS, changes may be necessary to the proposed 28E agreement as the other entities review and approve it and it is recommended that the Council authorize such changes as are satisfactory to the City Engineer and Legal Department.

(Continued on Page 2)

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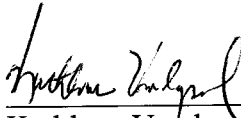
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF Des Moines, Iowa, that the 28E Agreement with the various entities for the Fourmile Creek Watershed Authority Agreement, is on file with the City Clerk and is hereby approved and the Mayor and City Clerk are hereby authorized and directed to execute and attest respectively said agreement for and on behalf of the City of Des Moines, Iowa.

BE IT FURTHER RESOLVED that changes may be made to the 28E Agreement if satisfactory to the City Engineer and Legal Department.

(Council Communication 12- 455 attached)

Moved by \_\_\_\_\_ to adopt.

FORM APPROVED:



Kathleen Vanderpool  
Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				

MOTION CARRIED

APPROVED

\_\_\_\_\_  
Mayor

**CERTIFICATE**

I, DIANE RAUH, 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.

\_\_\_\_\_  
City Clerk