

Date December 4, 2017

APPROVAL OF AGREEMENT BETWEEN CITY OF DES MOINES AND POLK COUNTY CONSERVATION BOARD FOR EASTER LAKE DREDGING AND EWING PARK RESTORATION PRAIRIE

WHEREAS, Polk County Conservation Board (PCCB) is in the process of improving Easter Lake and the Easter Lake Watershed, which includes the removal of sediment from Easter Lake; and

WHEREAS, a portion of Easter Lake is located within the City owned Ewing Park; and

WHEREAS, PCCB desires to deposit approximately 80,000 cubic yards of such removed dredge material in Ewing Park and the Park and Recreation Department desires to use such deposit to establish a prairie area within Ewing Park; and

WHEREAS, the City and PCCB have negotiated a proposed Agreement for Cooperative Service in which PCCB shall be responsible for the dredging of Easter Lake and depositing of such dredge materials within Ewing Park, establishing a prairie, and maintaining such prairie for 5 years, with an additional 2 years of maintenance if the prairie is not sufficiently established after 5 years, a copy of which is on file in the City Clerk's Office; and

WHEREAS, the Park and Recreation Board, on November 28, 2017, reviewed this project and voted to recommend its approval.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa that the above described Cooperative Agreement for Cooperative Service Between Polk County Conservation Board and the City of Des Moines for Easter Lake Dredging and Ewing Park Restoration Prairie, a copy of which is on file in the City Clerk's Office, is hereby approved and the Mayor is authorized and directed to sign said Agreement on behalf of the City and the City Clerk is directed to attest to his signature.

BE IT FURTHER RESOLVED that the Director of Parks and Recreation shall have the authority to determine whether such prairie is sufficiently established after 5 years and to take all necessary action to require Polk County Conservation Board to continue maintenance for an additional 2 years

(Council Communication No. 17- 819) MOVED BY _____ to adopt.

Approved as to Form:

Ann DiDonato
Ann DiDonato, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GATTO				
GRAY				
HENSLEY				
MOORE				
WESTERGAARD				
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