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Date March 23, 2020

**RATIFICATION OF LAND AND WATER CONSERVATION FUND GRANT
APPLICATION**

WHEREAS, the City of Des Moines Parks and Recreation Department desires to develop the outdoor recreational facilities at Chesterfield Park, located at 2719 Scott Avenue, Des Moines, for the enjoyment of the citizens of Des Moines pursuant to the Chesterfield Park Master Plan Implementation project ("Project"), at a total estimated cost of \$1,210,000; and

WHEREAS, the Project includes a playground, a sprayground, unprogrammed open lawn space, a walking loop, an open-air shelter, restroom renovations, a basketball court, and permanent table tennis, in the 5.8 acre park; and

WHEREAS, the Parks and Recreation Department desires to seek a grant from the National Park Service (NPS) Land and Water Conservation fund for financial assistance for the development of the Project, and, in order to meet such grant application deadline, submitted such application on March 16, 2020; and

WHEREAS, such grant application requires that the City Council provide certain authorizations and certifications when making application for such grant, as described below.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that:

1. The above described Project is authorized.
2. The grant application submitted by the Parks and Recreation Department to the Iowa Department of Natural Resources to seek Land and Water Conservation Fund financial assistance from the National Park Service in the amount of 20% of the Project for the above described Project is hereby ratified and the Department is authorized to have made such application on behalf of the City of Des Moines.

BE IT FURTHER RESOLVED by the City Council of the City of Des Moines, Iowa, that:

1. The City will accept the terms and conditions set forth in the NPS Grants-in Aid Manual and which will be a part of the Project Agreement for any grant awarded under the attached proposal/grant application ("proposal").
2. The City is in complete accord with the attached proposal and that it will carry out the acquisition and/or development in the manner described in the proposal and any plans and specifications attached thereto unless prior approval for any change has been received from the Iowa Department of Natural Resources.
3. The City has the ability and intention to finance its share of the cost of the Project and that the Project will be operated and maintained at the City's expense for public outdoor recreational use.
4. No financial assistance has been given or promised under any other federal program or activity with regard to the proposed Project.

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5. The City will not discriminate against any person on the basis of race, color, or natural origin in the use of the property developed pursuant to the proposal, and shall comply with the terms and intent of Title VI of the Civil rights Act of 1964, P.L. 88-352 (1964), and of the regulations promulgated pursuant to such Act by the Secretary of the Interior contained in 43 CFR 17.
6. The City will maintain adequate financial records on the proposed Project to substantiate claims for cost-sharing.

(Council Communication No. 20- **131**)

Moved by _____ to adopt.

Attachment: LWCF grant application.

APPROVED AS TO FORM:

Ann DiDonato
 Ann DiDonato
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
GRAY				
MANDELBAUM				
VOSS				
WESTERGAARD				
TOTAL				
MOTION CARRIED			APPROVED	
_____ Mayor				

CERTIFICATE

I, P. Kay Cmelik, 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