



Date November 21, 2022

**APPROVING FIRST AMENDMENT TO COOPERATIVE PUBLIC SERVICE AGREEMENT  
BETWEEN POLK COUNTY AND THE CENTRAL IOWA WATERSHED  
MANAGEMENT AUTHORITIES FOR THE FUNDING OF AN  
ADDITIONAL WATERSHED COORDINATOR POSITION**

**WHEREAS**, flooding and water quality along Fourmile Creek and Walnut Creek has impacted Des Moines residential and commercial properties; and

**WHEREAS**, the City, along with Polk County and various other communities, have entered into a 28E agreement to create the Fourmile Creek Watershed Management Authority; and

**WHEREAS**, the Fourmile Creek Watershed Management Authority has developed and approved the 2015 Fourmile Creek Watershed Management Plan; and

**WHEREAS**, the City, along with Polk County and various other communities, have entered into a 28E agreement to create the Walnut Creek Watershed Management Authority; and

**WHEREAS**, the Walnut Creek Watershed Management Authority has developed and approved the 2016 Walnut Creek Watershed Master Plan; and

**WHEREAS**, the members of the Fourmile Creek Watershed Management Authority, the Mud, Camp, and Spring Creek Watershed Management Authority and the Walnut Creek Watershed Management Authority are collectively referred to as the Central Iowa Watershed Management Authorities (“CIWMA”); and

**WHEREAS**, on November 9, 2020, by Roll Call No. 20-1783, the City Council approved a Cooperative Agreement (“Agreement”) between the City, Polk County, and the CIWMA members, requiring Polk County to provide watershed coordination services to support CIWMA members including the employment of a Watershed Management Authority Coordinator, and further requiring each CIWMA member community to pay a proportionate share of the cost for such services based upon population and drainage area within the watersheds, with an annual cost to the City of Des Moines of \$37,000.00, which Agreement will remain in effect for each party thereto until that party provides notice of termination; and

**WHEREAS**, the members of CIWMA participating in the Agreement consist of the following governmental entities: the City of Alleman, the City of Altoona, the City of Ankeny, the City of Bondurant, the City of Clive, the City of Des Moines, the City of Elkhart, the City of Grimes, the City of Johnston, the City of Mitchellville, the City of Pleasant Hill, Polk County, the City of Runnells, the City of Sheldahl, the City of Slater, Story County, the City of Urbandale, the City of Waukee, the City of West Des Moines, and the City of Windsor Heights; and

**WHEREAS**, Polk County and the CIWMA members have determined that additional services and funding are needed under the Agreement, requiring the County to employ a separate Watershed Outreach Coordinator to provide water quality education, education materials, assistance to the Water Resources



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Planner in administrative duties, and assistance in grant writing and management to fundraise for local educational efforts and the implementation of urban stormwater management practices in Polk County; and

**WHEREAS**, in exchange for providing the additional services, the proportionate share of the cost to each CIMWA community has increased, with the annual cost to the City of Des Moines increasing from \$37,000.00 to \$47,000.00; and

**WHEREAS**, the additional Coordinator position and increased funding terms in the Cost Sharing Model included in the Agreement are set forth in the first Amendment to the Agreement, in form on file in the office of the City Clerk, and the City’s Public Works Director recommends approval of said first Amendment.

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

1. The first Amendment to the Cooperative Public Service Agreement between Polk County, Iowa and the Central Iowa Watershed Management Authorities for the Funding of a Watershed Coordinator Position, increasing the City’s share of funding to \$47,000.00 annually to provide for County employment of the new Watershed Outreach Coordinator, is hereby approved.
2. The Mayor and City Clerk are hereby authorized and directed to execute and attest, respectively, said first Amendment to Cooperative Agreement for and on behalf of the City of Des Moines, Iowa, and the Public Works Director is directed to administer said Agreement as amended.

(Council Communication No. 22-546)

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

Second by \_\_\_\_\_.

APPROVED AS TO FORM:

/s/ Glenna K. Frank

Glenna K. Frank, Assistant City Attorney

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

**CERTIFICATE**

I, Laura Baumgartner, 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.

\_\_\_\_\_  
Mayor

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