

★ Roll Call Number 09-168

Agenda Item Number 11

Date February 9, 2009

AUTHORIZING PUBLIC WORKS DIRECTOR AND MAYOR TO EXECUTE A LETTER OF AGREEMENT AND REQUEST FOR PROVISIONALLY ACCREDITED LEVEE (PAL) DESIGNATION AND AGREEMENT TO PROVIDE ADEQUATE COMPLIANCE WITH THE CODE OF FEDERAL REGULATIONS, TITLE 44, SECTION 65.10 WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY

WHEREAS, the Federal Emergency Management Agency (FEMA) is in the process of producing a countywide Flood Insurance Study report and Digital Flood Insurance Rate Map for Polk County; and

WHEREAS, for FEMA to continue to accredit the levees with providing protection from the base flood, the levees must meet the requirements of 44 C.F.R.65.10 and

WHEREAS, the City of Des Moines must provide data pertaining to design and construction that satisfies criteria as defined in 44 C.F.R. 65.10; and

WHEREAS, FEMA requires a Letter of Agreement, be provided before March 24, 2009, stipulating that all necessary information to show that the levees comply with 44 C.F.R. 65.10, will be provided to FEMA before March 24, 2011.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the Public Works Director and Mayor are hereby authorized and directed to sign the Letter of Agreement and Request for Provisionally Accredited Levee (PAL) Designation and Agreement to Provide Adequate Compliance with the Code of Federal Regulations, Title 44, Section 65.10 between the Federal Emergency Management Agency and the City of Des Moines, Iowa, a copy of which is on file in the office of the City Clerk.

(Council Letter Number 09-056 attached)

Moved by Vlassis to adopt.

FORM APPROVED: Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

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JEB

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
TOTAL	7			

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.

MOTION CARRIED APPROVED
T. M. Franklin Mayor

Diane Rauh City Clerk