



Roll Call Number

09-1337

Agenda Item Number

32

Date July 27, 2009

RESOLUTION ENDORSING THE EXTENSION OF THE BROWNFIELDS PROGRAM AND THE AMENDMENT OF THE PROGRAM REGULATIONS TO CLARIFY AND BOLSTER LIABILITY PROTECTIONS FOR LOCAL GOVERNMENTS THAT ACQUIRE BROWNFIELD SITES.

WHEREAS, The US Conference of Mayors, National League of Cities, National Association of Counties, and numerous individual cities have endorsed action on a bill pending in congress to reauthorize and amend the U.S. Environmental Protection Agency (EPA) Brownfields Program in a manner that would clarify and bolster liability protections for public entities when they acquire contaminated land; and,

WHEREAS, the City Manager recommends that the City Council endorse the concepts as presented in the accompanying council communication, and authorize the Mayor to execute the accompanying letter to the U.S. House of Representatives; NOW THEREFORE,

BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, as follows:

- 1. The City Council hereby expresses its support for the reauthorization and amendment of the Brownfields Program in a manner that would clarify and bolster liability protections for public entities when they acquire contaminated land.
2. The Mayor is hereby authorized and directed to sign the accompanying letter to the U.S. House of Representatives on behalf of the City of Des Moines.

(Council Communication No. 09- 501)

MOVED by Hensley to adopt.

FORM APPROVED:

Roger K. Brown, Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, HENSLEY, KIERNAN, MAHAFFEY, MEYER, VLASSIS, and TOTAL.

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 Y.M. Franklin Council Mayor

Diane Fauh City Clerk