



Roll Call Number

10-1020

Agenda Item Number

10

Date June 28, 2010

APPROVING PROJECT PARTNERSHIP AGREEMENT BETWEEN THE
CITY AND THE DEPARTMENT OF THE ARMY
FOR CONSTRUCTION OF THE
DES MOINES AND RACCOON RIVERS PROJECT

WHEREAS, on September 13, 1999 , by Roll Call 99-2748, the City Council of the City of Des Moines, Iowa, entered into agreement with the Department of the Army for the Des Moines and Raccoon Rivers Feasibility Study; and

WHEREAS, on March 20, 2006, by Roll Call 06-497, the City Council approved the Design Agreement between the City and the Department of the Army for design of the Des Moines and Raccoon Rivers Project for Flood Protection; and

WHEREAS, on October 12, 2009, by Roll Call 09-1833, the City Council approved the Project Partnership Agreement between the City and the Department of the Army for construction of the Des Moines and Raccoon Rivers Project that included reconstruction of the levee in the Birdland Park area, associated wetland mitigation at the Chichaqua mitigation site, improvements to closures in the downtown flood protection system and construction of a multipurpose trail from the Neal Smith Trail to Riverview and McHenry Park; and

WHEREAS, the Corps of Engineers has finalized the Project Partnership Agreement for construction of the Des Moines and Raccoon Rivers Project that includes reconstruction of the levee in the Central Place area; and

WHEREAS, the Project Partnership Agreement makes the City responsible for 35% of the flood damage reduction project costs; and

WHEREAS, upon signing the Project Partnership Agreement payment of the estimated City share for the project can be made to the Corps of Engineers to facilitate the Corps of Engineers bid process.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the Project Partnership Agreement between the City and the Department of the Army for the construction of the Des Moines and Raccoon Rivers Project, a copy of which is on file in the office of the City Clerk, is hereby approved as to form and content.

BE IT FURTHER RESOLVED: That the Mayor is hereby authorized and directed to sign said Project Partnership Agreement and all required ancillary documents and certifications for and on behalf of the City of Des Moines, Iowa.

★ Roll Call Number
10-1020

Agenda Item Number
10

Date June 28, 2010

BE IT FURTHER RESOLVED: That the City Manager or his designees are hereby authorized to pay the City's share for the Central Place levee construction upon Corps of Engineers approval of the Project Partnership Agreement.

BE IT FURTHER RESOLVED that the City Manager or his designees are hereby directed to administer the Project Partnership Agreement in accordance with their terms.

(Council Communication No. 10-411 attached)

Moved by Hensley to adopt.

FORM APPROVED: Kathleen Vanderpool
 Kathleen Vanderpool
 Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			

MOTION CARRIED 7 APPROVED
T. M. Franklin 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.

Diane Rauh City Clerk