

Date March 24, 2014

RESOLUTION AUTHORIZING SUBMISSION OF AN IOWA FLOOD MITIGATION PROGRAM JOINT APPLICATION WITH THE DES MOINES METROPOLITAN WASTEWATER RECLAMATION AUTHORITY (WRA) TO THE IOWA HOMELAND SECURITY AND EMERGENCY MANAGEMENT AGENCY, APPROVING THE PROJECT PLAN, AND APPROVING A 28E AGREEMENT BY AND BETWEEN THE CITY OF DES MOINES, IOWA AND THE DES MOINES METROPOLITAN WASTEWATER RECLAMATION AUTHORITY FOR THE JOINT APPLICATION FOR ADMINISTRATION AND FUNDING OF A PROJECT PLAN PURSUANT TO THE IOWA FLOOD MITIGATION PROGRAM

WHEREAS, the Iowa Homeland Security & Emergency Management Agency is accepting applications for the Iowa Flood Mitigation Program, pursuant to Iowa Code Chapter 418, for the use of Sales Tax Revenues to provide funding to governmental entities to implement long-term flood mitigation projects; and

WHEREAS, the City and the Des Moines Metropolitan Reclamation Authority (WRA) are planning long-term flood mitigation projects which are beneficial to both parties, including but not limited to the reduction of flood potentials for the downtown and southeast Des Moines area, the WRA System and the Wastewater Reclamation Facility (WRF), and the ability to better operate the WRF and maintain capacity in the WRA System during wet weather events; and

WHEREAS, the City and the WRA desire to submit a joint application for the Iowa Flood Mitigation Program to the Flood Mitigation Board for the use of Sales Tax Revenues under Iowa Code Chapter 418 for funding of the proposed flood mitigation projects.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA:

- 1. That submission of a joint application between the City of Des Moines and the Des Moines Metropolitan Wastewater Reclamation Authority, in substantially the form as on file with the City Engineer, be and is hereby authorized, and that the City Engineer is hereby authorized and directed to execute said Application for and on behalf of the City of Des Moines, and submit said Application to the Iowa Homeland Security and Emergency Management Agency.
2. That the Iowa Flood Mitigation Project Plan prepared for the joint application, in substantially the form as on file with the City Engineer, is hereby approved, and the City Engineer is authorized and directed to submit said Plan with the Application to the Iowa Homeland Security and Emergency Management Agency.

Roll Call Number

Agenda Item Number

★ 14-0505

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3. That the 28E Agreement by and between the City of Des Moines, Iowa and the Des Moines Metropolitan Wastewater Reclamation Authority for the Joint Application for Administration and Funding of a Project Plan Pursuant to the Iowa Flood Mitigation Program ("28E Agreement"), in substantially the form as on file with the City Clerk, be and is hereby approved, and the Mayor and City Clerk, respectively, are authorized and directed to execute and attest to said 28E Agreement for and on behalf of the City of Des Moines following approval as to form by the City Legal Department, and the City Engineer is authorized and directed to submit said 28E Agreement with the Application to the Iowa Homeland Security and Emergency Management Agency if needed.
4. That the City Engineer is authorized and directed to administer the Application, Project Plan, and 28E Agreement in accordance with the terms thereof.
5. That the City Manager is authorized and directed to approve and execute minor, non-substantial amendments to the 28E Agreement and/or amendments to the 28E Agreement which are determined by the City Legal Department to be needed for consistency with State law or Iowa Flood Mitigation Program requirements.

(Council Communication No. 14-130)
Activity ID 01-2013-022

Moved by Moore to adopt.

FROM APPROVED: Kathleen Vanderpool
Kathleen Vanderpool
Deputy City Attorney

Funding Source: 2014-2015 CIP, Page Storm-6 Des Moines River Flood Mitigation Improvement, SM087, Storm Revenue Bonds

JEB

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MOORE	✓			
TOTAL	7			
MOTION CARRIED	APPROVED			

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.

T. M. Franklin Mayor

Diane Rauh City Clerk