



**Roll Call Number**

14-1211

**Agenda Item Number**

13

**Date** August 11, 2014

**APPROVING INCREASE OF TOTAL PROJECT COSTS FOR THE DESIGN AND CONSTRUCTION OF THE DES MOINES AND RACCOON RIVERS PROJECT**

WHEREAS, On October 12, 2009, by Roll Call 09-1833, the City Council of the City of Des Moines, Iowa, entered into the Project Partnership Agreement with the Department of the Army for the Des Moines and Raccoon Rivers Project, including the Birdland Park Levee, wetland mitigation and downtown closure improvements; and

WHEREAS, on March 22, 2010, by Roll Call 10-463, the City of Des Moines approved the Corps of Engineers request to increase the total project cost to secure American Recovery and Reinvestment Act (ARRA) funding for the Birdland Park levee construction; and

WHEREAS, on June 28, 2010, by Roll Call 10-1020, the City Council of the City of Des Moines, Iowa, entered into the Project Partnership Agreement with the Department of the Army for the Central Place levee portion of the Des Moines and Raccoon Rivers Project; and

WHEREAS, on March 28, 2011, by Roll Call 11-0553, the City of Des Moines approved the Corps of Engineers request to increase the total project cost to account for actual construction costs and the results of the Des Moines River Flow Frequency Study and authorized \$500,000 to cover costs in excess of the Congressionally authorized limit; and

WHEREAS, as Birdland and Central Place levee construction was being completed, the Corps of Engineers began the process to increase the overall project cost to allow design and construction of the downtown closure improvements; and

WHEREAS, the increase to the overall project cost was included in the Water Resources Reform and Development Act and additional Federal Appropriations, totaling \$1,791,000, have been made available to support the Des Moines and Raccoon Rivers project; and

WHEREAS, the Corps of Engineers is not authorized to design and construct the project to meet the 100-yr or 0.01 probability as defined by the Des Moines River Regulated Flow Frequency Study and the City of Des Moines requests that the improvements be designed and constructed to that level; and

WHEREAS, the Corps of Engineers has estimated the cost of the requested betterment to construct to the 0.01 probability at \$884,000; and

WHEREAS, the Corps of Engineers has requested payment of \$846,714.56 based on funds provided to date, credit for City costs incurred and estimated costs to complete the project including requested betterments.



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BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA: That the total project costs for the Des Moines and Raccoon Rivers Project be increased consistent with Corps of Engineer and Congressional limits and available federal funding, currently at \$22,960,000.

BE IT FURTHER RESOLVED: That the City Council hereby authorizes funds required for the design and construction of the downtown closure improvements to provide 100-yr or 0.01 probability flood protection consistent with the in the Des Moines River Regulated Flow Frequency Study, subject to approval of the City Engineer and Finance Director.

BE IF FURTHER RESOLVED: That the City Council authorizes payment of \$846,714.56 to fully fund the non-federal share of the Des Moines and Raccoon Rivers Project and estimated cost to provide flood protection to the 0.01 probability.

(Council Letter Number 14391 attached)  
Activity ID 14-2010-036

Moved by Hensley to adopt.

FORM APPROVED: Kathleen Vanderpool  
Kathleen Vanderpool  
Deputy City Attorney

Funding Source: 2014-15 CIP, Page Storm – 6, Des Moines River Flood Mitigation Improvements, SM087

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MOORE	✓			
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.

T. M. Franklin Mayor

Diane Rauh City Clerk