

★ Roll Call Number

16-1028

Agenda Item Number

14

Date June 27, 2016

**APPROVING AMENDMENT NO. 2 TO COOPERATIVE AGREEMENT
WITH IOWA DEPARTMENT OF NATURAL RESOURCES (IDNR) TO FUND
EASTER LAKE WATERSHED QUALITY IMPROVEMENT PROJECT**

WHEREAS, on February 27, 2012, by Roll Call No. 12-0358, the City Council approved a 28E Cooperative Agreement with the Iowa Department of Natural Resources (IDNR) and Polk County Conservation Board to develop a Water Quality Plan for Easter Lake to address impairments caused by excess nutrients and sediment delivery to Easter Lake; and

WHEREAS, on August 11, 2014, by Roll Call No. 14-1257, the City Council approved a Cooperative Agreement with the IDNR for the Easter Lake Water Quality Management Plan, in which the IDNR agreed to reimburse the City up to \$500,000 or 50% of the costs of a project for stream stabilization within Yeader Creek and urban conservation practices within Ewing Park in conformance with the Water Quality Plan ("Cooperative Agreement"); and

WHEREAS, on October 26, 2015, by Roll Call No. 15-1764, the City Council approved Amendment No. 1 to the Cooperative Agreement, which increased IDNR funding by \$23,000; and

WHEREAS, the IDNR has proposed an Amendment No. 2 to the Cooperative Agreement by which IDNR will increase its funding amount by \$306,000 to a new total of \$829,000 for such project and extend the ending date to June 30, 2017, with the City's matching amount up to \$829,000, a copy of which is on file in the City Clerk's Office.

★ Roll Call Number
16-1028

Agenda Item Number
14

Date June 27, 2016

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the above described Amendment No. 2 to Cooperative Agreement, a copy of which is on file in the City Clerk's Office, is hereby approved, and the Mayor is hereby authorized and directed to sign such Agreement on behalf of the City and the City Clerk to attest to the Mayor's signature.

(Council Communication 16- 348)

Moved by Gatto adopt.

Approved as to Form

Ann DiDonato
Ann DiDonato
Assistant City Attorney

Funding: \$306,000 from 2016-17 CIP, Page Storm-7, Easter Lake Watershed Improvements, SM061;
\$306,000 from IDNR Grant

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MOORE	✓			
WESTERGAARD	✓			
TOTAL	7			

MOTION CARRIED

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