



Date July 13, 2020

HOLD HEARING TO REVIEW THE ANTICIPATED ENVIRONMENTAL IMPACT OF NEAR WEST SIDE SEWER SEPARATION PHASE 4 PROJECT

WHEREAS, the City of Des Moines developed a Long Term Control Plan (hereinafter “Plan”) to eliminate combined sewer overflows as submitted to the Iowa Department of Natural Resources (IDNR) in compliance with the current National Pollutant Discharge Elimination System (NPDES) permit for the operation of Wastewater Collection System and the Consent Decree with the IDNR dated April 28, 2010; and

WHEREAS, the Near West Side Sewer Separation Phase 4 Project (hereinafter “Project”) was developed as part of said Plan and includes the removal of storm water inlets from the combined sewer system tributary to the 22nd and High Street Combined Sewer Overflow and other flows into the combined sewer system within the project area; and

WHEREAS, the Project area is located west of downtown Des Moines and is bounded on the east by Martin Luther King Jr. Parkway (MLK), on the south by Grand Avenue, on the west by 31st Street, and multiple local streets to the north with Clark Street as the northern most street; and

WHEREAS, the City has received funding with the State of Iowa Clean Water State Revolving Fund loan program to fund the Project in part; and

WHEREAS, a public hearing was held on February 6, 2017, for the Project which did not include area 3A within the Woodland Cemetery, so a second public hearing is required to include this location; and

WHEREAS, pursuant to the requirements of the State of Iowa Clean Water State Revolving Fund loan program, before the City can proceed with the Project, the City must hold a public hearing to inform area residents of changes to the Project, to discuss the potential environmental impact of changes for work to the community as determined by the State’s Department of Natural Resources (DNR) Environmental Review, to discuss the City’s changes for the Project, and to address area residents’ concerns, if any, with the Project changes.

WHEREAS, on June 8, 2020, by Roll Call No. 20-0909, it was duly resolved that such public hearing be set for July 13, 2020, at 5:00 p.m. in the City Council Chamber, Richard A. Clark Municipal Service Center, 1551 E. Martin Luther King Jr. Parkway, Des Moines, Iowa, and included electronic and telephonic participation information, as applicable in light of the ongoing COVID-19 outbreak.

WHEREAS, due notice of said hearing was given, setting forth the time and place for hearing; and

WHEREAS, in accordance with City Council direction, those interested, both for and against, have been given an opportunity to be heard with respect thereto and have presented their views to the City Council.

★ Roll Call Number

20-1164

Agenda Item Number

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Date July 13, 2020

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that:

1. That all objections and endorsements having been fully reviewed and considered, the hearing to inform area residents of changes to the Project, to discuss the potential environmental impact of changes for work to the community as determined by the State's Department of Natural Resources (DNR) Environmental Review, to discuss the City's changes for the Project, and to address area residents' concerns, if any, with the Project changes, is hereby concluded and the public hearing is closed.
2. That the Mayor is hereby authorized and directed to sign the Environment Information Document (EID) for the Project changes, and the City Clerk is authorized and directed to attest to the Mayor's signature.

Activity ID 07-2020-002

Moved by Mandelbaum to adopt.

FORM APPROVED: /s/
 Kathleen Vanderpool
 Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			

MOTION CARRIED

APPROVED

J. M. Franklin Cownie Mayor

CERTIFICATE

I, P. Kay Cmelik, 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.

P. Kay Cmelik City Clerk