



Roll Call Number

21-0280

Agenda Item Number

32

Date February 22, 2021

APPROVAL OF IOWA DEPARTMENT OF NATURAL RESOURCES REAP GRANT AGREEMENT FOR MACRAE PARK IMPROVEMENTS PHASE 3

WHEREAS, the purpose of the REAP (Resource Enhancement and Protection) grants is to enable the Iowa Department of Natural Resources (DNR), to assist grantees in the enhancement and protection of open space areas; and

WHEREAS, the City of Des Moines, through its Parks and Recreation Department, applied for a REAP grant to help pay for the costs of MacRae Park Phase 3 improvements, including trail improvements, a nature playscape, pond boardwalk, open air shelter, and an ADA accessible fishing pier; and

WHEREAS, the DNR has notified the City that it has been awarded REAP Grant Number 21-R4-HY for \$96,643 funding for reimbursement of development costs of the MacRae Park Improvements Phase 3 project; and

WHEREAS, the DNR requires that the Resource Enhancement and Protection Fund Grant Agreement, a copy of which is on file in the City Clerk's Office, be executed by the City.

NOW, THEREFORE, BE IT RESOVED by the City Council of the City of Des Moines, Iowa, that the Resource Enhancement and Protection Fund Grant Agreement for the above described grant in the amount of up to \$96,643, 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 execute such Grant Agreement on behalf of the City.

(Council Communication No. 21-075)

Moved by Gatto to adopt.

APPROVED AS TO FORM:

Ann DiDonato, Assistant City Attorney

Table with columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, GATTO, GRAY, MANDELBAUM, VOSS, WESTERGAARD, and TOTAL. Includes Mayor signature J.M. Franklin Cownie.

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.
City Clerk

IOWA DEPARTMENT OF NATURAL RESOURCES  
502 E. 9<sup>TH</sup> STREET DES MOINES, IA 50319

RESOURCE ENHANCEMENT AND PROTECTION FUND  
GRANT AGREEMENT-DEVELOPMENT

GRANTEE: CITY OF DES MOINES  
PROJECT TITLE: MACRAE PARK IMPROVEMENTS - PHASE III  
CONTACT PERSON/PHONE #: COLBY FANGMAN 641-330-6464  
GRANT AWARD: \$96643.00  
DNR CONTACT/PHONE #: Kathleen Moench 515-725-8213

- PURPOSE.** The purpose of this REAP Development Grant Agreement is to enable the Iowa Department of Natural Resources (DNR), acting for the State of Iowa, to assist the **CITY OF DES MOINES** (Grantee) in the development of land for the enhancement and protection of open space areas.
- PARTIES/AUTHORITY.** The parties to this Grant Agreement are the DNR, an agency of the State of Iowa, and the **CITY OF DES MOINES**. The parties make this Grant Agreement pursuant to 1989 Iowa Code Supplement Section 455A.19(1)(a), which authorizes the Natural Resource Commission to spend certain state funds appropriated for projects to enhance and protect open spaces.

- GENERAL DESCRIPTION OF PROJECT LANDS.** This Grant Agreement is for your project described as:

**PHASE III PARK IMPROVEMENTS TO MACRAE PARK, INCLUDING A PAVED TRAIL LOOP, PEDESTRIAN BRIDGE OVER CREEK, BOARDWALK, OPEN AIR SHELTER AND IMPROVEMENTS TO POND FOR FISHING, LOCATED OFF SW 9TH STREET, CITY OF DES MOINES, POLK COUNTY, IOWA.**

- GRANT AWARD AND REIMBURSEMENTS.** The DNR will provide 100 percent of **development** costs up to a maximum amount of **\$96643.00**.

- A ninety (90) percent advance reimbursement of the grant award may be requested by submitting a letter of request to:

REAP Grants Manager, Budget & Grants Bureau  
Iowa Department of Natural Resources  
502 E. 9<sup>th</sup> Street  
Des Moines, Iowa 50319

- Final** payment will be made when the project is completed and the grantee submits a letter of request along with the following grant requirements:

- a legal description of the property for the required Notice of Use Restriction;
- pictures of the completed project;
- copies of billings and canceled checks for 100 percent of the grant award;
- contracted development work requires; a copy of the signed contract, pay estimates, and contractor's reimbursement Refund of Sales Tax;
- final report, to include a description of the completed project and efforts made to procure goods and services from Targeted Small Businesses (TSBs).

**RECEIVED**

**APR 22 2021**

5. **RESPONSIBILITIES.** The grantee is solely responsible for the project completion as outlined in the project proposal. The grantee will make a concerted effort to procure goods and services from Targeted Small Businesses (TSBs) during the performance of this Grant Agreement. The DNR may provide assistance at the request of the grantee, or at the Director's recommendation.
6. **AMENDMENTS.** This Grant Agreement may be amended only by written ADDENDA signed and dated by the DNR Director or the DNR REAP coordinator. Requests for amendments shall be directed to the DNR REAP coordinator.
7. **EFFECTIVE DATE/TERMINATION.** This Grant Agreement shall become effective when it has been signed and dated by the DNR Director and the grantee. All work specified in the project proposal will be completed by **DECEMBER 31, 2022.**
8. **AVAILABILITY OF FUNDS:** If funds anticipated for the continued fulfillment of this agreement are at any time not forthcoming or insufficient, either through the failure of the State of Iowa to appropriate funds, or discontinuance or material alteration of the program under which funds were provided, then the Department shall have the right to terminate the agreement without penalty.
9. **By signing this Grant Agreement, the grantee agrees to the terms and conditions set forth in this agreement and all attachments listed below:**
  - the REAP "General Provisions" (State Administrative Rules from your application);

4/23/21  
\_\_\_\_\_  
Date

CIFANGMAN@DMGOV.ORG  
\_\_\_\_\_  
Email Address

Alex Moon  
\_\_\_\_\_  
Alex Moon, Deputy Director  
Iowa Department of Natural Resources

T.M. Franklin Cowie  
\_\_\_\_\_  
Grantee Signature; Mayor or County Board Director

T.M. Franklin Cowie  
\_\_\_\_\_  
Print Name; Mayor or County Board Director