



Roll Call Number

26-0248

Agenda Item Number

30

Date February 23, 2026

APPROVING FIRST AMENDMENT TO THE 28E AGREEMENT WITH THE IOWA DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP - DIVISION OF SOIL CONSERVATION AND WATER QUALITY, POLK COUNTY, AND DES MOINES WATER WORKS TO PROVIDE FUNDING AND MANAGEMENT FOR THE CENTRAL IOWA COVER CROP SEEDER PROJECT

WHEREAS, the Iowa Department of Agriculture and Land Stewardship - Division of Soil Conservation and Water Quality (hereinafter "DIVISION"); Polk County, Iowa (hereinafter "COUNTY"); the City of Des Moines, Iowa (hereinafter "City"); and Des Moines Water Works (hereinafter "DMWW") entered into a 28E Agreement between the Iowa Department of Agriculture and Land Stewardship - Division of Soil Conservation and Water Quality; Polk County, Iowa; the City of Des Moines, Iowa; and Des Moines Water Works for the Central Iowa Cover Crop Seeder Project, dated January 21, 2022, provide initial funding and define management of the Central Iowa Cover Crop Seeder Project (hereinafter "Agreement"); and

WHEREAS, on December 20, 2021, by Roll Call No. 21-1939, the City Council approved the Agreement between the DIVISION; COUNTY; City; and DMWW, to provide initial funding and define management of the Central Iowa Cover Crop Seeder Project for the period of January 1, 2022 through December 31, 2025; and

WHEREAS, the DIVISION; COUNTY; City; and DMWW desire to amend the Agreement with respect to the termination date and extend such for one (1) additional year to December 31, 2026, with no changes in the originally defined funding or management, retroactive to January 1, 2026; and

WHEREAS, staff from DIVISION; COUNTY; City; and DMWW have negotiated a First Amendment to the Agreement, a copy of which is on file in the City Clerk's Office, which is enforceable for the term of the Agreement until December 31, 2026, retroactive to January 1, 2026.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that the First Amendment to the 28E Agreement between the Iowa Department of Agriculture and Land Stewardship - Division of Soil Conservation and Water Quality; Polk County, Iowa; the City of Des Moines, Iowa; and Des Moines Water Works for the Central Iowa Cover Crop Seeder Project for the period through December 31, 2026, retroactive to January 1, 2026, be and is hereby approved, and the Mayor is hereby authorized to execute such First Amendment on behalf of the City and the City Clerk is directed to attest to her signature, as amended.

Approved as to form:

/s/ Chas M. Cahill

Chas M. Cahill

Assistant City Attorney

Moved by Letto to adopt.

Second by Voss



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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN	✓			
SIMONSON	✓			
VOSS	✓			
BARRON	✓			
WESTERGAARD	✓			
MANDELBAUM	✓			
GATTO	✓			
TOTAL	7			
MOTION CARRIED	APPROVED			

CERTIFICATE

I, LAURA BAUMGARTNER, 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.

Connie Boesen

Mayor

Laura Baumgartner

City Clerk