


COUNCIL COMMUNICATION

	Number:	20-317	Meeting:	July 13, 2020
	Agenda Item:	41	Roll Call:	[]
	Submitted by:	Pamela S. Cooksey, P.E., Assistant City Manager Benjamin R. Page, Parks and Recreation Director and Steven L. Naber, P.E., City Engineer		

AGENDA HEADING:

Approving agreement to formalize financial responsibilities for proposed improvements to Prospect Park as part of the Central Iowa Water Trails Project.

SYNOPSIS:

Recommend approval of the agreement with Central Iowa Water Trails, LLC (CIWT) to formalize financial responsibilities required of the permitting and design phases of improvements at Prospect Park being one component of the Des Moines Area Metropolitan Planning Organization (DMAMPO) Better Utilizing Investments to Leverage Development (BUILD) Transportation Discretionary Grant for the Central Iowa Water Trail.

FISCAL IMPACT:

Amount: Fiscal impact to the City will be limited to paying administrative fees and consideration required by the Army Corps of Engineers (ACOE) Outgrant process, which will be reimbursed within 30 calendar days by the CIWT.

Funding Source: N/A

ADDITIONAL INFORMATION:

- The City leases approximately 262.30 acres of land along the Des Moines River from the United States of America, Army Corps of Engineers, which includes Prospect Park.
- CIWT operates as a regional public-private partnership for the purpose of implementing a recreational and dam safety plan for 150 miles of water trails throughout Central Iowa.
- The DMAMPO was awarded a BUILD Transportation Discretionary Grant for the Central Iowa Water Trails: Phase I Dam Mitigation and User Access Project.
- The project is proceeding as a joint effort by the DMAMPO and CIWT and includes mitigating the low-head dam at Scott Avenue to help facilitate a water recreational trail and enhance three (3) additional sites along the Des Moines River, including Prospect Park, Birdland Marina, and the Harriet Street Corridor.

- On June 22, 2020, by Roll Call 20-2039, the City Council approved the required Real Estate Application, also known as an Outgrant, for the ACOE consideration.
- This agreement obligates CIWT to reimburse the City for administrative fees within 30 calendar days and to pay the consideration required by the ACOE prior to the City reviewing or executing documents provided by the ACOE for such fees.
- CIWT has entered into a professional services agreement with ISG, Inc. to provide design services and is solely responsible for paying the related fees. The design of improvements to Prospect Park shall be subject to City Council approval.
- Responsibility for funding, performing construction, maintenance, repair and operation of improvements will be addressed in separate agreements. The City is under no obligation to consider or execute transactional documents with the Army Corps of Engineers until those responsibilities have been determined and agreed to by all applicable parties.



PREVIOUS COUNCIL ACTION(S):

Date: June 22, 2020

Roll Call Number: [20-1039](#)

Action: [Outgrant](#) application for proposed improvements to Prospect Park as part of the Central Iowa Water Trails Project. Sponsor: Gatto. ([Council Communication No. 20-272](#)) Moved by Gatto to adopt. Motion Carried 7-0.

BOARD/COMMISSION ACTION(S): NONE

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:

Anticipated actions include future agreements between the City and CIWT, and possibly others, for proposed improvements to Prospect Park and other sites related to the BUILD Grant. This is expected to include responsibilities and obligations for project funding, construction, maintenance, operations.

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