

 <p style="text-align: center;">Council Communication Office of the City Manager</p>	Date: February 27, 2012
	Agenda Item No. 34 Roll Call No. [_____] Communication No. <u>12-102</u> Submitted by: Scott E. Sanders, Finance Director

AGENDA HEADING:

Approving Amendment No. 3 to Operating Contract between the WRA and the City of Des Moines to address insurance matters.

SYNOPSIS:

To amend the Operating Agreement pertaining to WRA Insurance and Risk Share Policies to allow, where possible, WRA to have separate insurance policies/programs from the City of Des Moines effective July 1, 2012.

FISCAL IMPACT: NONE

ADDITIONAL INFORMATION:

On September 20, 2011 the WRA Board requested legal counsel to draft an amendment to the Operating Agreement pertaining to WRA Insurance and Risk Share Policies to allow, where possible, WRA to have separate insurance policies/programs from the City of Des Moines effective July 1, 2012.

The Amendment to the Operating Agreement allows the WRA to retain insurance advisory and broker services to market insurance coverage for the WRA, except for Workers Compensation Insurance and Crime Insurance, and pollution liability insurance for underground fuel storage tanks which the Operating Contractor will purchase on behalf of the WRA.

The City, under the Operating Agreement, will continue to provide Risk Management Services to the WRA as part of the Operating Contractor's overall Risk Management Program to protect the WRA.

PREVIOUS COUNCIL ACTION(S):

Date: July 10, 2006

Roll Call Number: [06-1353](#)

Action: [Amendment](#) No. 2 to Operating Contract with the Wastewater Reclamation Authority to address financial services from the Operating Contractor (City of Des Moines). ([Council Communication No. 06-407](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

Date: March 7, 2005

Roll Call Number: 05-564

Action: Amendment No. 1 to the WRA Operating Contract to allow WRA Board to adopt and apply a preference in the procurement of goods and services for bidders or proposers located within any participating community. ([Council Communication No. 05-114](#)) **Moved by Hensley to adopt. Motion Carried 7-0.**

Date: April 19, 2004

Roll Call Number: 04-845

Action: Items regarding the Des Moines Metropolitan Wastewater Reclamation Authority:
(A) Amended and Restated Agreement, consenting to issuance of bonds by the Board, to construct improvements under the term of the agreement, which includes the Facilities Plan Update. **Moved by Vlassis to adopt. Motion Carried 6-1.**
(B) Operating Contract with the City. ([Council Communication No. 04-194](#)) **Moved by Vlassis to adopt. Motion Carried 6-1.**

BOARD/COMMISSION ACTION(S):

Board: WRA Board

Date: December 20, 2011

Resolution Number: 11-183

Action: Approved Amendment #3 to Operating Contract

Board: WRA Board

Date: June 20, 2006

Resolution Number: 06-67

Action: Approved Amendment #2 to Operating Contract

Board: WRA Board

Date: March 22, 2005

Resolution Number: 05-24

Action: Approved Amendment #1 to Operating Contract

Board: WRA Board

Date: July 1, 2004

Resolution Number: 04-017

Action: Ratified and confirmed the Initial Operating Contract

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

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