

Date April 12, 2010

ACCEPTING THE THIRD GRANT PAYMENT OF \$1,095,000 FOR REPLACEMENT OF WINDOWS IN CITY HALL AND POLICE HEADQUARTERS OF THE DEPARTMENT OF ENERGY (DOE) ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT AWARDED THE CITY IN THE AMOUNT OF \$1,982,300 MADE AVAILABLE THROUGH THE AMERICAN RECOVERY AND REINVESTMENT ACT AND AUTHORIZING THE CITY MANAGER TO EXECUTE ASSISTANCE AGREEMENT, AMENDMENT NUMBER 2 FOR SAME

WHEREAS, Congress passed the American Recovery and Reinvestment Act (ARRA) of 2009, which the President signed into law on February 17, 2009, to stimulate the economy and create jobs; and

WHEREAS, ARRA included \$3.2 billion in funding for the Energy Efficiency and Conservation Block Grant (EECBG) Program authorized in Title V, Subtitle E of the Energy Independence and Security Act and signed into law on December 19, 2007; and

WHEREAS, the U.S. Department of Energy, DOE Environmental Management Consolidated Business Center, on behalf of the Office of Energy Efficiency and Renewable Energy announced funding opportunity announcement number, DE-FOA-000013 on March 26, 2009, allocating \$1,863,881,000.00 to establish EECBG Formula Programs; and

WHEREAS, the purpose of the EECBG Formula Program is to reduce fossil fuel emissions in a manner that is environmentally sustainable and, to the maximum extent practicable, maximize benefits for local and regional communities; reduce the total energy use of the eligible entities; and improve energy efficiency in the building and transportation sectors and other appropriate sectors; and

WHEREAS, on June 22, 2009, by Roll Call No. 09-1150, the City Council authorized and directed the City Manager to submit a grant application for such grant based on the Energy Efficiency and Conservation strategy developed by city staff, including elements such as assisting homeowners in implementing energy conservation measures, purchasing fuel efficient vehicles for City use, and retrofitting of municipal buildings with energy efficient windows; and

WHEREAS, such grant application was submitted by the City and the DOE has awarded the City an EECBG Program grant in the amount of \$1,982,300.00; and an initial award of \$57,300.00 was accepted by the City Council on February 22, 2010 by Roll Call No. 10-322; and

WHEREAS, on January 25, 2010, by Roll Call No.10-118, the City Council authorized and accepted an initial grant payment of \$57,300.00; and

WHEREAS, on February 22, 2010, by Roll Call No.10-322, the City Council authorized and accepted a second grant payment of \$555,000.00; and

WHEREAS, the DOE has authorized a third grant payment in the amount of \$1,095,000.00 for the replacement of windows in City Hall and Police Headquarters and requires the City to execute an Assistance Agreement, Amendment 2, a copy of which is on file in the City Clerk's Office, in order to receive such grant payment.

★ Roll Call Number

Agenda Item Number

39

April 12, 2010

Date

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa that the above described Assistance Agreement, Amendment 2 is hereby accepted by the City of Des Moines and the City Manager, or his designee, is authorized and directed to execute such agreement on behalf of the City, and the City Clerk is directed to attest to his signature if such attestation is required by the DOE, and to administer the grant funds in accordance with the grant terms, including but not limited to participation and enrollment in the federal systems as required by the grant program, signing and submitting applications for payment in accordance to the terms of the grant program, and signing and submitting all performance and other reports required by the ARRA and EECBG program.

(Council Communication No. 10- 199)

Moved by _____ to adopt.

Approved as to Form:

Ann DiDonato

Ann DiDonato
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				

MOTION CARRIED

APPROVED

Mayor

CERTIFICATE

I, DIANE RAUH, 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