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Date..... July 10, 2006

**RESOLUTION APPROVING AMENDMENT NO. 2 TO
OPERATING CONTRACT BETWEEN THE WRA AND THE CITY OF DES MOINES
TO ADDRESS FINANCIAL SERVICES
FROM THE OPERATING CONTRACTOR (CITY OF DES MOINES)**

WHEREAS, on July 1, 2004, by Resolution No. 04-017, the WRA ratified and confirmed the Initial Operating Contract with the City of Des Moines; and

WHEREAS, on March 22, 2005, by Resolution No. 05-24, the Des Moines Metropolitan Wastewater Reclamation Authority approved Amendment No. 1 to the WRA Operating Contract between the WRA and the City of Des Moines; and

WHEREAS, on April 19, 2004, the City Council approved Roll Call No. 04-845 approving the Operating Contract between the WRA and the City; and

WHEREAS, on March 7, 2005, the City Council approved Amendment No. 1 to the WRA Operating Contract between the WRA and the City of Des Moines; and

WHEREAS, staff for the City (Operating Contractor) have indicated that the Financial Services provided pursuant to the Operating Contract are not provided through the "City of Des Moines Finance Department" as stated in Division 5, Section 2.31; and

WHEREAS, staff for the City (Operating Contractor) have indicated the Financial Services are provided by the Senior Budget Analyst reports to the City of Des Moines Public Works Director (WRA Director) and not to the City of Des Moines Finance Director; and

WHEREAS, the Senior Budget Analyst obtains assistance and guidance from the City of Des Moines Finance Director, it was determined by the Operating Contractor that the position needed to be an advocate for the WRA and not report to the City Finance Director; and

WHEREAS, on June 20, 2006, by Resolution No. 06-67, the WRA approved Amendment No. 2 to the WRA Operating Contract between the WRA and the City.

★ **Roll Call Number**

Agenda Item Number

48

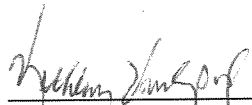
Date July 10, 2006

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NOW THEREFORE, BE IT RESOLVED by the City Council of the city of Des Moines, Iowa, that Amendment No. 2 to the Operating Contract between the WRA and the City of Des Moines is hereby approved and the Mayor and City Clerk be and they are hereby authorized and directed to execute and attest, respectively, said Amendment No. 2 to WRA Operating Contract for and on behalf of the City. **(Council Communication No. 06-407)**

APPROVED AS TO FORM:

Moved by _____ to adopt.


 Kathleen Vanderpool
 Deputy City Attorney

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COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BROOKS				
COLEMAN				
HENSLEY				
MAHAFFEY				
KIERNAN				
VLISSIS				
TOTAL				

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.

MOTION CARRIED

APPROVED

 Mayor

 City Clerk