

Date August 24, 2009

**APPROVING STREET LIGHTING SERVICE CONTRACT BETWEEN
MIDAMERICAN ENERGY COMPANY AND THE CITY OF DES MOINES**

WHEREAS, on August 24, 1998, by Roll Call No. 98-2743, the City Council of the City of Des Moines approved an electric services agreement with MidAmerican Energy Company ("MidAmerican") whereby MidAmerican maintained ownership of the streetlight system in exchange for reduced rates for those services; and

WHEREAS, on July 12, 2004, by Roll Call No. 04-1444, the electric services agreement was followed by a street lighting service agreement between MidAmerican and the City that allowed MidAmerican to continue to own the streetlight system in exchange for reduced rates, and included a rebate structure beneficial to the City; and

WHEREAS, said street lighting service agreement is set to expire on August 31, 2009, and MidAmerican and the City have now negotiated the terms of a one-year Street Lighting Service Contract, as on file in the office of the City Clerk, that will enable MidAmerican to maintain ownership in the streetlight system and continue to provide services to the City in exchange for pricing discounts for the total billed street lighting services, for an anticipated revenue to the City of \$487,500.00; and

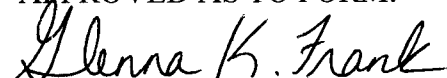
WHEREAS, it is the determination of this Council that the Street Lighting Service Contract is in the best interest of the City and the residents thereof.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, that the Street Lighting Service Contract between MidAmerican Energy Company and the City of Des Moines is hereby approved, the Mayor is authorized and directed to sign said Contract, and the City Clerk is authorized and directed to attest to his signature.

(Council Communication No. 09-588)

APPROVED AS TO FORM:

Moved by _____ to approve.


Glenna Frank, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
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