

Date..... November 7, 2011

APPROVAL OF AGREEMENT WITH MIDAMERICAN ENERGY COMPANY TO ATTACH CITY FIBER OPTICS CABLE TO MIDAMERICAN ENERGY COMPANY UTILITY POLES

WHEREAS, the Information Technology Department desires to provide fiber optic service to the Public Works Supply Yard and to Southview Manor; and

WHEREAS, MidAmerican Energy Company has offered to allow the City to place the City's fiber optics cable to 26 poles in order to provide this service to the Supply Yard and Southview Manor at a onetime cost of a \$750.00 administrative fee and an annual cost of \$130 for a 5 year term; and

WHEREAS, a copy of such proposed Pole Attachment Agreement for Private Fiber Optic Attachments, which requires the City to indemnify MidAmerican Energy Company from claims and losses resulting from the City's use of the poles, is on file in the City Clerk's Office; and


WHEREAS, the City Council deems it advisable to approve this Agreement.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa that the above described Pole Attachment Agreement for Private Fiber Optic Attachments on file in the office of the City Clerk is hereby approved and the Mayor be and is hereby authorized and directed to sign the greement and the City Clerk is hereby authorized and directed to attest to the Mayor's signature.

(Council Communication No. 11-673)

MOVED BY _____ TO ADOPT.

APPROVED AS TO FORM:


 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