



Roll Call Number

Agenda Item Number

42-16

Date December 23, 2013

RECEIVE AND FILE ACCEPTANCE BY MIDAMERICAN ENERGY COMPANY OF ORDINANCE NO. 15,244 AMENDING THE ELECTRIC ENERGY FRANCHISE AND THE GAS FRANCHISE TO TEMPORARILY INCREASE THE FRANCHISE FEE TO BE USED SOLELY TOWARD PAYMENT OF THE KRAGNES V. CITY OF DES MOINES JUDGMENT

WHEREAS, on December 9, 2013, the City Council passed Ordinance No. 15,244 amending the electric energy franchise and the gas franchise granted to MidAmerican Energy Company; and

WHEREAS, in accordance with Iowa Code Section 364.2(4)(d), MidAmerican Energy Company has delivered the attached written acceptance of the terms and provisions of Ordinance No. 15,244 amending the electric energy franchise granted to MidAmerican Energy Company by Ordinance No. 14,341 and amending the gas franchise granted to MidAmerican Energy Company by Ordinance No. 14,342 to temporarily increase the franchise fee to be used solely toward payment of the Kragnes v. City of Des Moines judgment.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa that the attached acceptance of franchise amendment is hereby received and filed.

Moved by _____ to adopt.

APPROVED AS TO FORM:

[Handwritten signature]

Lawrence R. McDowell
Deputy City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GRIESS, HENSLEY, MAHAFFEY, MOORE, VOSS, and 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.

Mayor

City Clerk

December 19, 2013

The Honorable Mayor and
Members of the City Council
400 Robert D. Ray Drive
Des Moines, IA 50309

RE: Acceptance of Franchise Amendment

In accordance with Iowa Code Section 364.2(4)(d), MidAmerican Energy Company hereby accepts the terms and provisions of Ordinance No. 15,244 amending the electric energy franchise granted to MidAmerican Energy Company by Ordinance No. 14,341 and amending the gas franchise granted to MidAmerican Energy Company by Ordinance No. 14,342 to temporarily increase the franchise fee to be used solely toward payment of the *Kragnes v. City of Des Moines* judgment.

Sincerely,

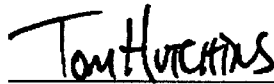
MIDAMERICAN ENERGY COMPANY

By



Joseph Moore
Vice President, Electric Delivery

And



Tom Hutchins
Vice President, Gas Delivery