

★ Roll Call Number
13-0144

Agenda Item Number
45A

Date January 28, 2013

**APPROVAL OF REIMBURSEMENT AGREEMENT
BETWEEN MIDAMERICAN ENERGY COMPANY AND CITY OF DES MOINES
FOR RELOCATION OF OVERHEAD ELECTRIC LINES FOR THE
SOUTHEAST CONNECTOR PROJECT**

WHEREAS, construction of the Southeast Connector – SE 15th Street to SE 30th Street Project requires relocation of the MidAmerican Energy Company overhead electric lines that are located on Norfolk Southern Railway right-of-way by license; and

WHEREAS, MidAmerican Energy Company has agreed to enter into the Reimbursement Agreement with the City which includes relocation of the electric lines in exchange for the Right-of-Way Agreement at no cost to MidAmerican and compensation for the relocation of electric lines; and

WHEREAS, compensation will be based on actual costs, not to exceed \$185,000.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA:

1. That the Reimbursement Agreement between MidAmerican Energy Company and City of Des Moines for relocation of overhead electric lines for the Southeast Connector, a copy of which is now on file in the office of the City Clerk, is hereby approved as to form and content.
2. That the Mayor is hereby authorized and directed to execute the Reimbursement Agreement for and on behalf of the City of Des Moines, Iowa.

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3. That the Engineering Department is authorized to administer the terms of the Reimbursement Agreement.
4. That the Finance Director is authorized to make payment to MidAmerican Energy Company actual costs upon receipt of an invoice acceptable to the Engineering Department.

(Council Letter Number 13-024 attached)
 Activity ID 06-2012-006

Moved by Meyer to adopt.

FORM APPROVED: Kathleen Vanderpool
 Kathleen Vanderpool
 Deputy City Attorney

Funding Source: 2012-2013 CIP – Page Street – 36, Southeast Connector – SE 14th Street to SE 30th Street, STR 249,
~~SEB~~ \$164,325 GO Bonds, and \$61,425 RISE.

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN				✓
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	6			1

MOTION CARRIED APPROVED
T. M. Franklin 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.

Diane Rauh City Clerk