

Date July 10, 2006

APPROVING AGREEMENT WITH MIDAMERICAN ENERGY COMPANY FOR ELECTRIC SERVICE TO THE WESTERN GATEWAY IMPROVEMENTS PROJECT, NOT TO EXCEED \$15,898.17

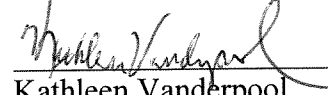
WHEREAS, on April 25, 2005, by Roll Call 05-1061, the City Council of Des Moines, Iowa, approved construction of the Western Gateway Improvements by awarding the construction contract to Larson & Larson, LLC, Jeffrey C. Larson, President, 10703 Justin Drive, Des Moines, Iowa, 50322-3720, in the amount of \$4,791,938.

WHEREAS, an agreement has been developed between the City of Des Moines and MidAmerican Energy Company, David L. Sokol, Chairman and Chief Executive Officer, 666 Grand Avenue, P.O. Box 657, Des Moines, Iowa, 50303-0657, to provide electric service to the Western Gateway Improvements project.

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

1. That the attached agreement between the City of Des Moines and MidAmerican Energy Company, for a 120/208 volt, three phase, four wire underground distribution system serving the western portion of the Western Gateway Park, for a cost of \$15,898.17, be and is hereby approved.
2. That the Mayor and City Clerk are hereby authorized and directed to execute and attest, respectively, said agreement for and on behalf of the City of Des Moines, Iowa.

Moved by \_\_\_\_\_ to adopt. (Council Communication No. 06-418 )

FORM APPROVED:   
Kathleen Vanderpool  
Deputy City Attorney

Funding Source – 2006-07 CIP, Page Economic Development-5, Western Gateway, URR027, TIF-backed G.O. Bonds

*JEB*

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



Date \_\_\_\_\_  
Agenda Item 44  
Roll Call # \_\_\_\_\_  
MidAmerican Energy  
CUSTOMER TECHNICIAN  
P O Box 657  
Des Moines, Iowa 50303-0657

June 7, 2006

Sid Lane  
City of Des Moines  
Department of Engineering  
400 Robert D Ray Drive  
Des Moines, Iowa 50309-1891

Re: Electric service to Gateway Park on Grand Avenue between 14<sup>th</sup> and 15<sup>th</sup> Streets

Dear Mr. Lane:

We are pleased to offer two proposals to provide 120/208 volt three-phase, four wire electric service for the above project as shown on the enclosed drawings.

Proposal A – Underground – Non-refundable

MidAmerican Energy Company will install underground cable as shown on the drawing to provide 120/240<sup>208</sup> volt three-phase, four-wire underground distribution system. The applicant charge for this installation is \$15,898.17, which is a non-refundable Contribution in Aid of Construction. This proposal is valid for 90 days and if MidAmerican Energy construction has not commenced within 12 months may be voided.

Proposal B – Underground - Refundable

MidAmerican Energy Company will install underground cable as shown on the drawing to provide 120/208 volt three-phase, four-wire underground distribution system. The applicant charge for this installation is \$20,124.35, which is a refundable Advance for Construction. This proposal is valid for 90 days and if MidAmerican Energy construction has not commenced within 12 months they may be voided.





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MidAmerican Energy Company Proposes To:

1. Furnish and install the pad mounted transformer at the location shown on the enclosed drawing.
2. Furnish and install underground primary cable between the transformer and MidAmerican Energy Company's distribution system in MidAmerican Energy installed concrete encased conduit.
3. Connect the primary and secondary cables at the transformer.
4. Furnish instrument transformers as required for metering (above 400 amp), which may be picked up at MidAmerican Energy Company's storeroom.
5. Furnish and install the applicable electric meter(s).

The Applicant Agrees To:

1. Furnish and install the transformer pad including specified elbows and ducts, according to the enclosed transformer pad drawings and minimum specifications. A level graded, 10 foot minimum clearance is to be maintained from the front of the pad to the nearest fixed structure.
2. All duct elbows shall be fiberglass, thirty-six (36) inches in radius, heavy wall, per NEMA TC-14A, with factory assembled plastic couplings on each end to mate with DB-120 duct.



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3. Furnish and install barrier walls around the transformer that may be required by the governing authorities' standards to shield windows, doors and other building openings.
4. Furnish and install guard posts around the transformer (if needed).
5. Notify MidAmerican Energy Company 24 hours before pouring the concrete transformer pad. Please contact me at 515- to arrange for inspection.
6. Furnish, install, own, and maintain all secondary cable between the transformer and the metering point.
7. Furnish easements to MidAmerican Energy Company without cost. (Furnish survey drawing and/or legal description for easement preparation.)
8. Install metering instrument transformers sized and furnished by MidAmerican Energy Company, and furnish and install the meter test switch for all services above 400 Amp.
9. Furnish and install an electric meter setting for each tenant, applicable sockets, conduit, cabinets and wiring according to MidAmerican Energy Company's standards.
10. Locate all underground facilities such as storm and sanitary sewer, septic lines, underground electric cable, communication cable, irrigation systems and water lines that are not located by members of One Call. MidAmerican Energy Company assumes no liability for private facilities not located.
11. Stake all necessary lot lines, corners and buildings before installation of the primary cable.



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The Advance for Construction shall be subject to refund by MidAmerican Energy Company to Applicant based upon the following terms and conditions:

- a. Advances shall not accrue interest and shall be subject to refund from the date of the original advance payment. This will span a six-year period at the rate of fifty percent (50%) of the annual metered electric service bill of the above Applicant.
- b. If additional customers are connected to the above described line extension, the above Applicant shall receive refunds equal to three times estimated base revenue for each additional new customer to the extent the base revenue exceeds the additional distribution construction costs incurred by MidAmerican Energy Company. Base revenue shall be estimated annual kilowatt hours based on similarly situated customers, less the cost of fuel.
- c. Refunds shall be made on the anniversary date of the original advance payment or sooner at the option of MidAmerican Energy Company.
- d. Revenue for un-metered private lighting shall not be included in any refund.
- e. No refunds shall be made for revenue received after six years from the date of the original advance payment.
- f. Never shall the total of refunds exceed the refundable portion of the payment stated above.
- g. No refunds shall be made for customers served from a further extension of the above described electric line extension.



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If MidAmerican Energy is required to start construction of underground electric facilities during the winter season, the work will be subject to an additional winter construction charge.

There is an additional charge for connecting and disconnecting your temporary construction power pole. If this additional service is required, MidAmerican Energy will bill the Applicant accordingly.

MidAmerican Energy installed facilities will remain the property of MidAmerican Energy.

Please advise which proposal is satisfactory and sign and return one copy of this letter to me with the appropriate payment for the proposal selected. MidAmerican Energy will release the work for scheduling upon receipt of the signed proposal, payment and easement. If you have any questions, please call me at 515-242-3914.

Sincerely,  
MidAmerican Energy Company

James M. Howard  
Customer Technician

Enclosures

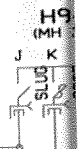
_____ Proposal A – Non-refundable	\$15,898.17
_____ Proposal B – Refundable	\$20,124.35

Accepted By: \_\_\_\_\_

Date: \_\_\_\_\_ Date Service Required: \_\_\_\_\_



FDR 75 (AY228) TO BRKR  
 FDR 77 (AY203) TO BRKR  
 FDR 75 (AY228) TO H565B  
 FDR 75 (AY228) TO H565A



EXISTING 4/0 AL XLP

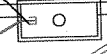
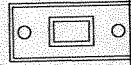
GRAND  
 UN  
 IN  
 ANSFORMER

4/0 AL XLP

CAP SECONDARY

#283

#537

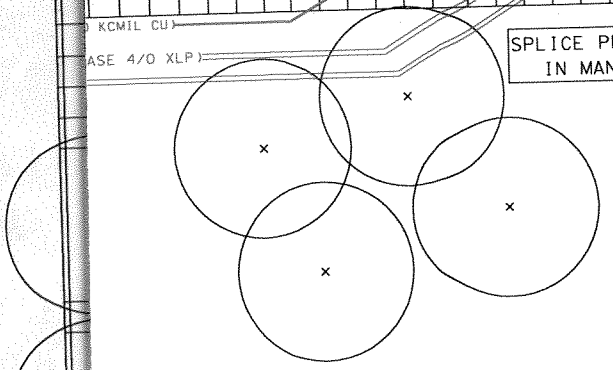


10 KCMIL CU

BASE 4/0 XLP

SPLICE PRIMARY LOOP  
 IN MANHOLE 537

15TH ST



11" X 17"

REV	DATE	DESG	DFTR	APP	DESCRIPTION

5TH GRAND PADMOUNT INSTALL

DWG NO

GATEWAY PARK  
 DES MOINES IA

001