CITY OF WEST DES MOINES
CITY COUNCIL MEETING COMMUNICATION

DATE: June 17, 2019

ITEM: Resolution – Extension of three 28E Agreements with West Des Moines Water Works

FINANCIAL IMPACT: None

SYNOPSIS: The City of West Des Moines and West Des Moines Water Works have three 28E Agreements that expire July 1, 2019. The Agreements pertain to:

1. The placement of radio antenna and related equipment on or in water towers;
2. The provision at no cost of water from Water Works to the City for City-owned public buildings, facilities and landscaped medians;
3. Sharing fiber optic and computer related technologies related to services provided to the public by each entity.

Water Works and City staff have been working to make updates to each Agreement. However, it was determined that short-term extensions to the Agreements were appropriate to allow the new Water Works General Manager to become familiar with each Agreement prior to renegotiation.

RECOMMENDATION: Approve - Resolution approving the extension of three 28E Agreements between the City of West Des Moines and West Des Moines Water Works to January 1, 2020.

Lead Staff Member: Richard J. Scieszinski, City Attorney

STAFF REVIEWS

Department Director	Richard J. Scieszinski, City Attorney
Appropriations/Finance	
Legal	
Agenda Acceptance	

PUBLICATION(S) (if applicable)

Published In	
Dates(s) Published	

SUBCOMMITTEE REVIEW (if applicable)

Committee	None		
Date Reviewed			
Recommendation			

RESOLUTION

RESOLUTION APPROVING THE EXTENSION OF THREE 28E AGREEMENTS BETWEEN THE CITY OF WEST DES MOINES AND THE WEST DES MOINES WATER WORKS

WHEREAS, On July 20, 2009 the Board of Trustees of the West Des Moines Water Works entered into three 28E intergovernmental agreements with the City of West Des Moines; and

WHEREAS, the three agreements expire July 1, 2019 unless otherwise extended by mutual agreement of the parties; and

WHEREAS, recent Water Works staff transitions and building construction have necessitated a short-term extension of each agreement.

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

1. The Iowa Code Chapter 28E Intergovernmental Agreements between the City of West Des Moines and the West Des Moines Water Works pertaining to the following are extended, effective July 1, 2019, to January 1, 2020:

    a. The placement of radio antenna and related equipment on or in water towers;

    2. The provision at no cost of water from Water Works to the City for City-owned public buildings, facilities and landscaped medians;

    3. The sharing of fiber optic and computer related technologies related to services provided to the public by each entity.

PASSED AND APPROVED on the 17th day of June, 2019.

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Steven K. Gaer, Mayor

Attest:

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Ryan T. Jacobson, City Clerk