



Council Communication

Office of the City Manager

Date May 4, 2009

Agenda Item No. 16
Roll Call No. 09-
Communication No. 09-279
Submitted by: **Jeb E. Brewer, P.E.**
City Engineer

AGENDA HEADING:

Acceptance of real estate documents from MidAmerican Energy Company for the Principal Riverwalk Project.

SYNOPSIS:

Recommend approval and acceptance of real estate documents for acquisition of a permanent easement from MidAmerican Energy Company, Brian K. Knights, Right-of-way Services Manager, P.O. Box 657, Des Moines, Iowa, 50306-8705, for \$200. This action is required to authorize closing of the necessary property interests required from MidAmerican Energy Company.

FISCAL IMPACT:

Amount: \$200 plus closing costs

Funding Source: 2009/10 CIP, Park Improvements, Principal Riverwalk, PKS162, PKS990000, Page Park Improvements – 23.

ADDITIONAL INFORMATION:

In the process of the City completing survey work for the Principal Riverwalk Project, it was discovered that the existing City floodwall encroaches onto the northeast corner of MidAmerican Energy Company's substation property located at East Grand Avenue and 2nd Avenue. In order to resolve this property encroachment, MidAmerican Energy Company has agreed to grant the City of Des Moines a permanent easement for flood protection levee and floodwall for the consideration of \$200.

PREVIOUS COUNCIL ACTION(S):

Date: November 19, 2007

Roll Call Number: 07-2267

Action: Project Cooperation Agreement with Department of the Army for construction of Phase I of the Principal Riverwalk and approving agreement with Principal Life Insurance Company and The Des Moines River Front Development Authority for responsibility of Non-Federal Sponsor financial obligations and work related to the Principal Riverwalk. (Council Communication No. 07-680) Moved by Hensley to adopt. Motion Carried 7-0.

Date: July 23, 2007

Roll Call Number: 07-1407

Action: Issuance of Self-Certification of Financial Capability to The Corps of Engineers for the Principal Riverwalk Project. (Council Communication No. 07-448) Moved by Vlassis to adopt. Motion Carried 7-0.

Date: October 24, 2005

Roll Call Number: 05-2600

Action: Vision Iowa Program Grant Award Agreement for the construction of the Rediscovering the Rivers Project including the Principal Riverwalk and Meredith Riverpoint Trail. (Council Communication No. 05-596) Moved by Hensley to adopt. Motion Carried 7-0.

Date: April 25, 2005

Roll Call Number: 05-1062

Action: Intergovernmental 28E Agreement with the Des Moines Riverfront Development Authority, for planning, constructing and maintaining riverfront improvements in the Downtown area. (Council Communication No. 05-230) Moved by Hensley to adopt. Motion Carried 7-0.

BOARD/COMMISSION ACTION(S): NONE

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

For more information on this and other agenda items, please call the City Clerk's Office at 515-283-4209 or visit the Clerk's Office on the second floor of City Hall, 400 Robert D. Ray Drive. Council agendas are available to the public at the City Clerk's Office on Thursday afternoon preceding Monday's Council meeting. Citizens can also request to receive meeting notices and agendas by email by calling the Clerk's Office or sending their request via email to cityclerk@dmgov.org.