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Agenda	Item		
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	March 26, 2007	
Date	•	

## ACCEPTANCE OF A PERMANENT EASEMENT FOR STORM SEWER LOCATED AT 1246 31<sup>ST</sup> STREET FOR THE DRAKE MIXED USE HOUSING PROJECT

WHEREAS, on November 6<sup>th</sup>, 2006, by Roll Call No. 06-2215, the City Council approved a "PUD" Conceptual Plan titled "Drake-Hubbell Housing Development" for the property located in the vicinity of Carpenter Street and 31<sup>st</sup> Street, which is now owned by Drake University, represented by Casey Port, Hubbell Construction Services, Inc., and,

**WHEREAS**, on December 18<sup>th</sup>, 2006, by Roll Call 06-2481, the City Council approved a "PUD" Restoration Bond for the Drake-Hubbell Housing Development, and,

WHEREAS, to permit construction of the Drake-Hubbell Housing Development Project, Drake University has requested that it be permitted to relocate a public storm sewer into a new easement area and that the City accept a new Permanent Easement for Storm Sewer Right-of-Way that replaces and releases the existing storm sewer easement.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Des Moines, Iowa, as follows:

1. That the attached documents are hereby approved and accepted as follows:

Property Owner:

Drake University

Property Location:

1246 31<sup>st</sup> Street

Document Type:

Permanent Easement for Storm Sewer Right-of-Way

Consideration:

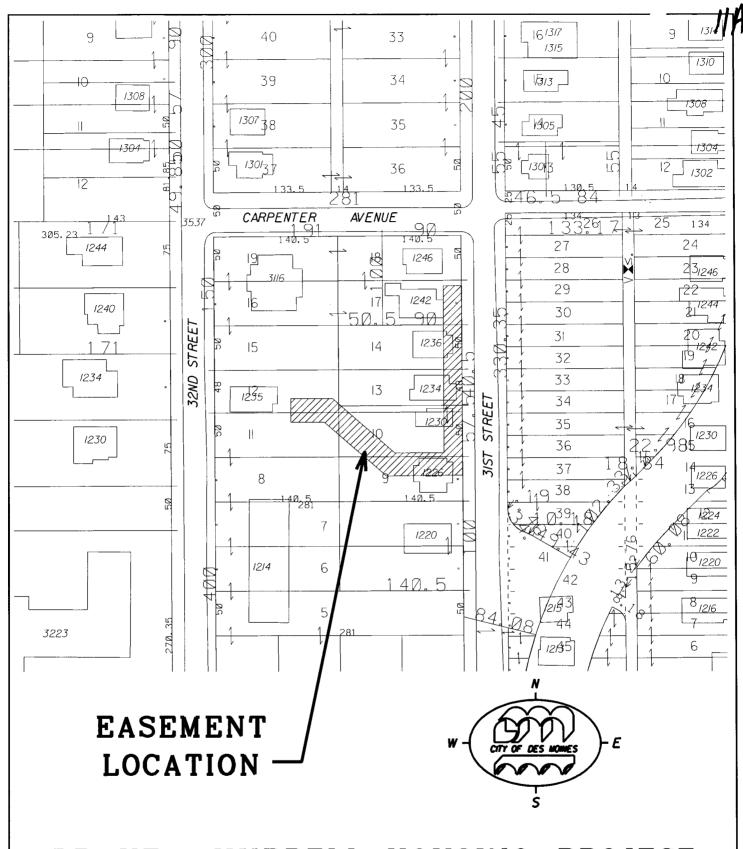
\$0 plus closing costs

- 2. That the Finance Director is authorized and directed to issue checks in the amounts necessary to carry out the transaction and to pay any unforeseen additional costs certified by the Legal Department and the Engineering Department; the Real Estate Division Manager is authorized and directed to obtain the checks needed to carry out the transaction and to deliver them to the payees.
- 3. That the Real Estate Division of the Engineering Department is directed to obtain the Legal Department's review and approval of all closing documents prior to closing.

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docume and dire	nts liste ected to	ed above deliver	the ap	proval a orementi	rized and directed to endorse upon the Real Estate and acceptance of this Council and is further authorized oned documents to the Real Estate Division Manager, ance with standard real estate practices
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Mayor



DRAKE - HUBBELL HOUSING PROJECT
PERMANENT EASEMENT FOR
STORM SEWER
ACTIVITY I.D. 08-2007-000