

Date ..... September 26, 2011 .....

**RESOLUTION TO APPROVE AND ACCEPT REAL ESTATE DOCUMENTS FOR PROPERTY LOCATED AT THE CORNER OF 2<sup>ND</sup> AVENUE AND CENTER STREET FROM POLK COUNTY, IOWA FOR TRAFFIC SIGNAL SYSTEMS IN CONJUNCTION WITH THE PRINCIPAL RIVERWALK PROJECT**

**WHEREAS**, the City of Des Moines desires to install and maintain a pedestrian traffic signal pole located at the intersection of 2<sup>nd</sup> Avenue and Center Street to allow safe crossing of Second Avenue between Wells Fargo Arena and the Center Street bridge in conjunction with the Principal Riverwalk Project; and

**WHEREAS**, said traffic signal systems will require a Permanent Easement for Traffic Signal Systems from Polk County, Iowa; and

**WHEREAS**, Polk County, Iowa has agreed to convey said Permanent Easement to the City of Des Moines, as approved by resolution of the Polk County Board of Supervisors on September 13, 2011.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Des Moines, Iowa, that the document in substantially the form attached is hereby approved and accepted, subject to approval of form by the Legal Department:

Property Owner:	Polk County, Iowa
Property Location:	233 Center Street
Document Type:	Permanent Easement for Traffic Signal Systems
Suggested Fair Market Value:	\$ 1.00
Consideration:	\$ 1.00, plus closing costs

That the Finance Director is authorized and directed to issue checks in the amounts necessary to carry out the transactions 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 complete the transactions in accordance with standard real estate practices.

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.

That the City Clerk is hereby authorized and directed to endorse upon the Real Estate documents listed above the approval and acceptance of this Council and is further authorized and directed to deliver the aforementioned documents to the Real Estate Division Manager, who shall proceed to closing in accordance with standard real estate practices.

★ **Roll Call Number**

**Agenda Item Number**

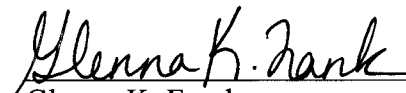
14

Project Name: Page 2

Date September 26, 2011

Moved by \_\_\_\_\_ to adopt.

APPROVED AS TO FORM:

  
 \_\_\_\_\_  
 Glenna K. Frank  
 Assistant City Attorney

BSW

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				
MOTION CARRIED	APPROVED			

**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.

\_\_\_\_\_  
 Mayor

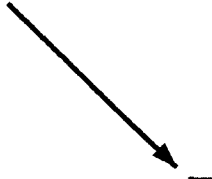
\_\_\_\_\_  
 City Clerk

# EXHIBIT A

Pt. of Lot 6  
River Hills Plat 2

2nd Ave

10' X 10' TRAFFIC  
SIGNAL EASEMENT



3rd St

Center St

## LEGEND

 PERMANENT EASEMENT AREA

