

Date January 13, 2014

SET HEARING FOR CONVEYANCE OF A PERMANENT UNDERGROUND ELECTRIC LINE EASEMENT ON CITY-OWNED PROPERTY EAST OF SE 12TH STREET AND NORTH OF EAST MARTIN LUTHER KING, JR. PARKWAY TO MIDAMERICAN ENERGY COMPANY FOR \$1

WHEREAS, an underground electric transmission line is needed for electric service for the relocation of a railroad crossing signal in the vicinity of SE 12th Street and East Martin Luther King, Jr. Parkway as required for the Southeast Connector Project, and thus MidAmerican Energy Company has requested an electric line easement across City-owned property to provide the relocated service; and

WHEREAS, the City of Des Moines needs to grant the requested easement to provide electrical service for the relocated railroad crossing signal as required by the City's Southeast Connector Project.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that:

1. The City Council of the City of Des Moines, Iowa proposes to grant an underground electric line easement to MidAmerican Energy Company across a portion of the City-owned property east of SE 12th Street and north of East Martin Luther King, Jr. Parkway to provide electrical service for the relocation of a railroad crossing signal for the City's Southeast Connector Project, legally described below, for \$1 and in consideration of the utility service being provided due to the City's Project:

A 10-FOOT WIDE UNDERGROUND ELECTRIC LINE EASEMENT ACROSS A PART OF BLOCK 22 IN ALLEN'S 2ND ADDITION TO DES MOINES, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, EASEMENT LOCATION TO BE 5 FEET ON EITHER SIDE OF ELECTRIC LINE AS CONSTRUCTED.

2. A public hearing will be held on January 27, 2014, at 5:00 p.m. in the City Council Chamber, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa. At that time the City Council will consider the above-described proposal and any other(s) submitted prior to or during the public hearing.
3. The City Clerk is hereby authorized and directed to publish notice of the proposal and hearing in the form hereto attached, all in accordance with Iowa Code Section 362.3.
4. There will be no proceeds associated with the conveyance of this easement.

APPROVED AS TO FORM:

Moved by _____ to adopt.

Glenna K. Frank
 Glenna K. Frank, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRAY				
HENSLEY				
MAHAFFEY				
MOORE				
VOSS				
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.

 City Clerk

 Mayor

MOTION CARRIED

APPROVED

EXHIBIT A

DEDICATED SE 12TH STREET
RIGHT OF WAY

RAILWAY
RIGHT OF WAY

RAILROAD
CROSSING
SIGNAL



PT BLOCK 22
ALLEN'S 2ND
ADDITION

UNDERGROUND ELECTRIC LINE EASEMENT

DEDICATED RACCOON STREET
RIGHT OF WAY

Raccoon St

E Martin Luther King Jr Pkwy
E Martin Luther King Jr Pkwy

SE 12th St



Legend

--- CENTERLINE OF EASEMENT

 EASEMENT AREA