

**SET HEARING FOR RELEASE OF TEMPORARY STORMWATER FACILITY
EASEMENT GENERALLY LOCATED WITHIN LOT 1 OF THE CREEK AT ECHO
VALLEY PLAT 1**

WHEREAS, the City of Des Moines, Iowa (the “City”), is the holder of a certain Temporary Stormwater Facility Easement (the “Temporary Easement”) associated with property legally described as follows:

A PART OF THE NORTHEAST FRACTIONAL QUARTER OF THE NORTHEAST QUARTER OF SECTION 6, TOWNSHIP 77 NORTH, RANGE 24 WEST OF THE FIFTH PRINCIPAL MERIDIAN IN THE CITY OF DES MOINES, WARREN COUNTY, IOWA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 1, THE CREEK AT ECHO VALLEY PLAT 1, AN OFFICIAL PLAT IN SAID CITY OF DES MOINES; THENCE NORTH 81°35’11” EAST ALONG THE SOUTHERLY LINE OF SAID THE CREEK AT ECHO VALLEY PLAT 1, A DISTANCE OF 60.00 FEET TO THE SOUTHEAST CORNER OF SAID THE CREEK AT ECHO VALLEY PLAT 1; THENCE SOUTH 87°33’11” EAST, 53.77 FEET; THENCE SOUTH 24°19’05” EAST, 87.83 FEET; THENCE SOUTH 11°46’28” WEST, 40.66 FEET; THENCE SOUTH 55°04’17” WEST, 40.66 FEET; THENCE SOUTH 77°57’31” WEST, 20.00 FEET; THENCE NORTH 60°22’39” WEST, 43.62 FEET; THENCE NORTH 13°08’18” WEST, 53.73 FEET; THENCE NORTH 39°48’13” WEST, 52.07 FEET; THENCE NORTH 09°39’20” WEST, 27.31 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.34 ACRES (14,807 SQUARE FEET).

(the “Easement Area”)

WHEREAS, the Temporary Easement was granted for temporary stormwater management purposes, which have been fulfilled by the construction of a permanent stormwater detention facility; the City has determined there is no current or anticipated future public need for the Easement Area, and release of the Temporary Easement will not inconvenience the public; and

WHEREAS, Iowa Code § 364.7 requires that before a City may release any interest in real property, the City Council must publish notice of the proposed action and hold a public hearing thereon; and

WHEREAS, the City Council desires to set a public hearing on the proposed release of the Temporary Easement in conformance with the requirements of Iowa Code § 364.7;

Date June 8, 2026

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

1. A public hearing is hereby set for June 29, 2026, at 5:00p.m. in the City Council Chamber, City Hall, 1200 Locust Street, Des Moines, Iowa. At that time the City Council will consider the proposal to release the Temporary Easement. Persons interested in the proposal will be given the opportunity to express their views at that hearing.
2. That the City Clerk is hereby authorized and directed to publish notice of said proposal in the form hereto attached in accordance with Iowa Code § 362.3.

Moved by _____ to adopt. Second by _____

APPROVED AS TO FORM:

/s/ Emily Duffy
 Emily Duffy
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN				
SIMONSON				
VOSS				
BARRON				
WESTERGAARD				
MANDELBAUM				
GATTO				
TOTAL				

MOTION CARRIED APPROVED

 Mayor

CERTIFICATE

I, Laura Baumgartner, 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.

 Laura Baumgartner, City Clerk