

★ Roll Call Number

12-0689

Agenda Item Number

19

Blank Park Zoo # 001

Date May 7, 2012

**SET HEARING FOR CONVEYANCE OF AN OVERHEAD ELECTRIC TRANSMISSION LINE
EASEMENT TO MIDAMERICAN ENERGY COMPANY ON CITY-OWNED PROPERTY LOCATED
EAST OF SW 59TH STREET BETWEEN NORTH VALLEY DRIVE AND WINONA AVENUE
FOR THE WRA SW AREA DIVERSION FACILITY – PHASE 22, SEGMENT 5
PUMP STATION PROJECT FOR \$1**

WHEREAS, a MidAmerican Energy Company (“MidAmerican”) overhead electric transmission line is needed to service improvements for the Des Moines Metropolitan Wastewater Reclamation Authority’s (WRA) Southwest Area Diversion Facility – Phase 22, Segment 5 Pump Station Project, and thus MidAmerican has requested an easement across City-owned property located east of SW 59th Street between North Valley Drive and Winona Avenue for the project, and the WRA Consultant and Project Engineer have also requested that the City grant the easement to MidAmerican for the project; and

WHEREAS, the City of Des Moines needs to grant the requested easement to provide utility service to the WRA facilities.

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 overhead electric transmission line easement to MidAmerican Energy Company across City-owned property located east of SW 59th Street between North Valley Drive and Winona Avenue to provide electric service for the WRA SW Area Diversion Facility – Phase 22, Segment 5 Pump Station, easement area being more specifically described below, for \$1 and in consideration of the utility services being provided:

A perpetual electric line easement located in part of the West ½ of the Southeast ¼ of the Southeast ¼ of Section 11, Township 78 North, Range 25 West of the 5th P.M., Polk County, Iowa. Said perpetual easement being more particularly described as follows:

Commencing as a point of reference at the Northeast corner of said Southeast 1/4 of the Southeast 1/4 of Section 11; thence North 89°(degrees) 30'(minutes) 47"(seconds) West (all bearings referenced to Grid North Iowa Real Time Network, South Zone), 657.81 feet along the North line of said Southeast 1/4 of the Southeast 1/4; thence South 00°29'13" West, 515.54 feet to a point on the East line of said West 1/2 of the Southeast 1/4 of the Southeast 1/4 of Section 11, said point being the point of beginning; thence South 00°01'00" East, 105.57 feet along said East line; thence North 07°28'46" West, 104.67 feet; thence North 82°31'14" East, 13.71 feet to the point of beginning. Containing 718 square feet or 0.02 acres, more or less.

2. A public hearing will be held on May 21, 2012, 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 proposals 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.

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4. There will be no proceeds associated with the conveyance of this easement.

Moved by Hensley to adopt.

APPROVED AS TO FORM:

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

pm

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			

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.

T. M. Franklin-Cowee Mayor

Diane Fauh City Clerk