

★ Roll Call Number

14-0270

Agenda Item Number

13

Date February 24, 2014

ACCEPTANCE OF REAL ESTATE DOCUMENTS FROM POLK COUNTY, IOWA,
FOR THE ARMY POST BRIDGE – GREAT WESTERN TRAIL PROJECT

WHEREAS, the Great Western Trail located north of Army Post Road and east of Iowa Highway 28, is owned by Polk County, Iowa and controlled by the Polk County Conservation Board; and

WHEREAS, the City of Des Moines plans to reconstruct the Army Post Bridge where the Great Western Trail crosses under Army Post Road; and

WHEREAS, on November 5, 2013, by Resolution No. 6, Polk County, Iowa, at the recommendation of the Polk County Conservation Board, agreed to grant the City of Des Moines a Permanent Easement for Street Right-of-Way and a Permanent Easement for Trail Culvert and Storm Sewer Right-of-Way as needed for the Army Post Bridge – Great Western Trail project.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the attached documents conveying property interests to the City, recommended for approval and acceptance by the Real Estate Division of the Engineering Department, be and are hereby approved and accepted as follows:

Property Owner: Polk County, Iowa, at the Recommendation of the Polk County Conservation Board

Property Location: Great Western Trail

Document Type: Permanent Easement for Street Right-of-Way;
Permanent Easement for Trail Culvert and Storm Sewer Right-of-Way

That the Finance Director is authorized and directed to issue checks to pay any costs certified by the Legal Department and the Engineering Department, and the Real Estate Division Manager is authorized and directed to obtain the checks, if any, needed to carry out this transaction and to deliver them to the payee(s).

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 Easements the approval and acceptance of this Council; and the City Clerk 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.

(continued)

★ Roll Call Number
14-0270

Agenda Item Number
13

Date February 24, 2014

Moved by Hensley to adopt.

APPROVED AS TO FORM:
Roger K Brown
 Roger K. Brown, Assistant City Attorney

RSW

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
GRAY	✓			
MAHAFFEY	✓			
MOORE	✓			
VOSS	✓			
TOTAL	7			

MOTION CARRIED 7-0-0 APPROVED 7-0-0
J. M. Franklin Council

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.

Diane Rauh
 City Clerk