



Roll Call Number

16-1993

Agenda Item Number

25

Date November 21, 2016

SET HEARING FOR CONVEYANCE OF AN UNDERGROUND ELECTRIC EASEMENT ON CITY-OWNED PROPERTY AT 7401 SW 9th STREET TO MIDAMERICAN ENERGY COMPANY FOR \$1

WHEREAS, an underground electric transmission line is needed across a portion of City-owned property located at 7401 SW 9th Street in order to provide electrical service to the Blank Park Zoo's new giraffe house located thereon, which property is currently being leased to Blank Park Zoo, and thus MidAmerican Energy Company has requested an underground electric easement ("Easement") across said City-owned property in consideration of \$1.00 and the utility service being provided therein; and

WHEREAS, the City of Des Moines, Iowa ("City"), must grant the easement in order to provide electrical service to the Blank Park Zoo's giraffe house, and the Blank Park Zoo consents to the City's grant of said Easement; and

WHEREAS, the City and the public will not be inconvenienced by the conveyance of said Easement as requested by MidAmerican Energy Company.

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 easement to MidAmerican Energy Company across a portion of City-owned property located at 7401 SW 9th Street to provide electrical service to the Blank Park Zoo's new giraffe house located thereon, which property is currently being leased to Blank Park Zoo, more specifically described below, in consideration \$1 and the utility service being provided therein:

DESCRIPTION OF PROPERTY CONTAINING EASEMENT AREA:

ELECTRIC LINE EASEMENT DESCRIPTION: (Giraffe Bldg)

AN 8-FOOT WIDE UNDERGROUND ELECTRIC LINE EASEMENT ACROSS A PART OF THE NORTHEAST QUARTER (1/4) OF SECTION 33, TOWNSHIP 78 NORTH, RANGE 24 WEST OF THE 5TH P.M., AND ACROSS A PART OF THE SOUTHEAST QUARTER (1/4) OF SAID SECTION 33, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, GENERALLY DEPICTED ON EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF, EASEMENT LOCATION TO BE 4 FEET ON EITHER SIDE OF ELECTRIC LINE AS CONSTRUCTED.

Easement location to be four (4) feet on each side of the electric line as constructed.

- 2. A public hearing shall be held on December 5, 2016, at 5:00 p.m. in the City Council Chamber, Richard A. Clark Municipal Service Center, 1551 E. Martin Luther King Jr. Parkway, 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.



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- 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 this conveyance.

Moved by Hensley to adopt.

APPROVED AS TO FORM:

Lisa A. Wieland, Assistant City Attorney

PSW

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GREY	✓			
HENSLEY	✓			
MOORE	✓			
WESTERGAARD	✓			
TOTAL	7			

T. M. Franklin Council Mayor

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