



Roll Call Number

17-1050

Agenda Item Number

20

Date June 26, 2017

SET HEARING FOR CONVEYANCE OF AN EASEMENT FOR OVERHEAD AND UNDERGROUND ELECTRIC LINES LOCATED WITHIN WAVELAND GOLF COURSE TO MIDAMERICAN ENERGY COMPANY FOR \$2,220.00

WHEREAS, MidAmerican Energy Company ("MidAmerican") has requested an easement on City-owned property located within Waveland Golf Course as a part of the Waveland Townhomes project to relocate and replace existing underground and overhead electric lines to accommodate the new townhome development; and

WHEREAS, MidAmerican has offered to the City of Des Moines the purchase price of \$2,220.00 for the purchase of a permanent easement for an overhead and underground electric lines within said City-owned property to accommodate the electric lines relocation project, which purchase price reflects the fair market value of the easement as determined by the City's Real Estate Division; and

WHEREAS, the City and the public will not be inconvenienced by the sale and conveyance of the permanent easement as requested by MidAmerican.

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 a 3,551 square foot permanent overhead and underground electric lines easement to MidAmerican Energy Company across City-owned property located within Waveland Golf Course, more specifically described below, for \$2,220.00:

A portion of the Northwest Quarter of Section 1, Township 78 North, Range 25 West of the 5th P.M., all now included in and forming a part of the City of Des Moines, Polk County, Iowa, being more particularly described as follows:

Commencing at the Northeast corner of Lot 2 in Waveland Townhomes Park Plat 1, an Official Plat, Des Moines, Polk County, Iowa; thence North 00°15'24" West along the west line of Parcel 2016-128 as recorded in book 16070, page 869 of the Polk County Recorder's Office, a distance of 43.51 feet to the POINT OF BEGINNING; thence South 55°11'13" West, a distance of 76.72 feet to a point on the north line of Lot 1 in said Waveland Townhomes Park Plat 1; thence South 89°44'15" West along the north line of said Lot 1, a distance of 6.81 feet to the northwest corner of said Lot 1; thence South 00°15'45" East, a distance of 13.38 feet; thence South 16°07'26" West, a distance of 109.35 feet; thence South 64°26'55" East, a distance of 108.90 feet; thence North 90°00'00" East, a distance of 2.66 feet; thence South 00°00'00" East, a distance of 10.00 feet; thence North 90°00'00" West, a distance of 4.93 feet; thence North 64°26'55" West, a distance of 147.41 feet; thence North 25°33'05" East, a distance of 10.00 feet; thence South 64°26'55" East, a distance of 26.10 feet; thence North 16°07'26" East, a distance of 122.59 feet; thence North 55°11'13" East, a distance of 91.54 feet to a point on the west line of Lot 40 Cummins Woods, an Official Plat, Des Moines, Polk County, Iowa; thence South 00°15'24" East along the west line of said Lot 40 and the west line of said Parcel 2016-128, a distance of 12.14 feet to the POINT OF BEGINNING.

SAID EASEMENT CONTAINS 3551 SQUARE FEET.

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2. A public hearing will be held on July 10, 2017, 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.
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. Non-project related land sale proceeds are used to support general operating budget expenses: Org – EG064090.

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Moved by Hensley to adopt.

APPROVED AS TO FORM:

Ann DiDonato
Ann DiDonato, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				✓
COLEMAN	✓			
GATTO	✓			
HENSLEY	✓			
WESTERGAARD	✓			
MOORE	✓			
GRAY	✓			
TOTAL	6			1

MOTION CARRIED APPROVED

T. M. Franklin 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