



Roll Call Number

Agenda Item Number

17-1238

26

Date July 24, 2017

SET HEARING FOR CONVEYANCE OF AN UNDERGROUND ELECTRIC EASEMENT ACROSS A PORTION OF GLENDALE CEMETARY TO MIDAMERICAN ENERGY COMPANY FOR \$1.00

WHEREAS, MidAmerican Energy Company ("MidAmerican") has requested an underground electric easement on City-owned property located within Glendale Cemetery in order to provide electric service to City buildings located in Glendale Cemetery; and

WHEREAS, because the City of Des Moines requested the electric service and will benefit from said electric service there is no consideration to be paid by MidAmerican Energy Company for conveyance of the underground electric easement; and

WHEREAS, the City and the public will not be inconvenienced by the conveyance of the underground electric 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 870 square foot permanent underground electric easement to MidAmerican Energy Company across City-owned property located within Glendale Cemetery, more specifically described below, for \$1.00:

A PART OF THE WEST 60 ACRES OF THE SOUTHEAST 1/4 OF SECTION 31, TOWNSHIP 79 NORTH, RANGE 24 WEST OF THE 5TH P.M., NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF WAVELAND PLACE, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA ; THENCE NORTH 00°(DEGREES) 23'(MINUTES) 12"(SECONDS) WEST ALONG THE WEST LINE OF SAID OFFICIAL PLAT, 33.00 FEET TO A POINT ON THE NORTH RIGHT OF WAY LINE OF UNIVERSITY AVENUE; THENCE NORTH 89°42'13" WEST ALONG SAID NORTH RIGHT OF WAY LINE, 151.70 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING NORTH 89°42'13" WEST ALONG SAID NORTH

RIGHT OF WAY, 11.14 FEET; THENCE NORTH 26°28'47" EAST, 73.18 FEET; THENCE NORTH 0°00'00" EAST, 9.16 FEET; THENCE SOUTH 90°00'00" EAST, 14.00 FEET; THENCE SOUTH 0°00'00" WEST, 12.00 FEET; THENCE SOUTH 90°00'00" WEST, 4.24 FEET; THENCE SOUTH 26°28'47" WEST, 70.08 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.02 ACRES (870 SQ. FT.)

- 2. A public hearing will be held on August 14, 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.



Roll Call Number

17.1238

Agenda Item Number

26

Date July 24, 2017

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. There are no proceeds associated with this conveyance.

Moved by Hensley to adopt.

APPROVED AS TO FORM:

Ann DiDonato, Assistant City Attorney

Table with columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GATTO, GRAY, HENSLEY, MOORE, WESTERGAARD, and TOTAL. Includes handwritten signature 'T.M. Franklin Council' and 'APPROVED' stamp.

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