



Roll Call Number

25-1494

Agenda Item Number

32

Date November 3, 2025

**HOLD HEARING FOR CONVEYANCE OF A PERMANENT UNDERGROUND ELECTRIC
EASEMENT IN CITY PROPERTY LOCATED AT 1515 HARRIET STREET TO
MIDAMERICAN ENERGY COMPANY FOR THE ICON WATER TRAILS PROJECT**

WHEREAS, the City of Des Moines is the owner of property located at 1515 Harriet Street, Des Moines, Iowa ("Property"); and

WHEREAS, MidAmerican Energy Company ("MEC") has requested a permanent underground electric easement across a portion of the Property, more particularly described below, in order to provide electric service for the ICON Water Trails project; and

WHEREAS, there is no known current or future public need or benefit for the property interest proposed to be conveyed, and the City will not be inconvenienced by the conveyance of a permanent Underground Electric Easement in said portion of the Property; and

WHEREAS, on October 20, 2025 by Roll Call No. 25-1398, it was duly resolved by the City Council of the City of Des Moines, Iowa, that the proposed conveyance be set down for hearing on November 3, 2025, at 5:00 p.m., in the City Council Chambers, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa; and

WHEREAS, due notice of said proposal to convey the easement was given to all necessary parties as provided by law, setting forth the time and place for hearing on said proposal; and

WHEREAS, in accordance with City Council direction, those interested in the proposed conveyance, both for and against, have been given an opportunity to be heard with respect thereto and have presented their views to the City Council.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, as follows:

1. Upon due consideration of the facts and statements of interested persons, any and all objections to the proposed conveyance of a permanent Underground Electric Easement in a portion of City property located at 1515 Harriet Street, Des Moines, Iowa, as legally described, are hereby overruled and the hearing is closed.
2. There is no public need or benefit for the property interest proposed to be conveyed, and the public would not be inconvenienced by reason of the conveyance of a permanent Underground Electric Easement in a portion of City property located at 1515 Harriet Street, Des Moines, Iowa, as legally described, to MidAmerican Energy Company, and said conveyance is hereby approved:

A PERMANENT ELECTRICAL EASEMENT LOCATED IN PART OF PARCEL
2019-42 BEING LOTS 64 THROUGH 68 AND PART OF LOTS 69 THROUGH 76 IN



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T.M. WALKER'S ADDITION AND PART OF LOT 63 IN BROOKS & CO'S ADDITION AND LOTS 77 TO 82 INCLU T.M. WALKER'S ADDITION IN THE NORTHWEST QUARTER OF SECTION 11, T78N, R24W OF THE 5TH PRINCIPAL MERIDIAN, CITY OF DES MOINES, POLK COUNTY, IOWA, AS SHOWN ON THIS EXHIBIT AND MORE COMPLETELY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF PARCEL 2019-42 BOOK 17559 PG 78, THENCE SOUTH 00°06'36" EAST, 14.08' ALONG THE EAST LINE OF SAID PARCEL TO THE POINT OF BEGINNING; THENCE SOUTH 87°58'09" EAST, 84.18'; THENCE NORTH 73°57'29" EAST, 59.30' TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF HARRIET STREET; THENCE SOUTH 89°43'27" EAST, 35.59' ALONG THE SOUTH RIGHT-OF-WAY LINE OF HARRIET STREET; THENCE SOUTH 73°57'29" WEST, 95.05'; THENCE NORTH 87°58'09" WEST, 96.00'; THENCE SOUTH 03°40'01" EAST, 64.46'; THENCE SOUTH 86°19'59" WEST, 10.00'; THENCE NORTH 03°40'01" WEST, 75.50'; THENCE SOUTH 87°58'09" EAST, 21.28' TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 2,479 SQUARE FEET OR 0.06 ACRES MORE OR LESS, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

3. The Mayor is authorized and directed to sign the Underground Electric Easement for the conveyance as identified above, and the City Clerk is authorized and directed to attest to the Mayor's signature.
4. The City Clerk is authorized and directed to forward the original of the Underground Electric Easement, together with a certified copy of this resolution and of the affidavit of publication of the notice of this hearing, to the Real Estate Division of the Engineering Department for the purpose of causing said document to be recorded.
5. The Real Estate Division Manager is authorized and directed to forward the original of the Underground Electric Easement, together with a certified copy of this resolution and of the affidavit of publication of the notice of this hearing, to the Polk County Recorder's Office for the purpose of causing said document to be recorded.
6. Upon receipt of the recorded document back from the Polk County Recorder, the Real Estate Division Manager shall mail the original of the Underground Electric Easement and copies of the other documents to the Grantee.
7. There will be no proceeds associated with this transaction.



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Moved by Gatto to adopt. Second by Voss.

APPROVED AS TO FORM:

/s/ Grant Hyland

Grant Hyland, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN	✓			
SIMONSON	✓			
VOSS	✓			
COLEMAN	✓			
WESTERGAARD	✓			
MANDELBAUM	✓			
GATTO	✓			
TOTAL	7			

MOTION CARRIED

APPROVED

Connie Boesen

Mayor

CERTIFICATE

I, Laura Baumgartner, 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.

Laura Baumgartner

Laura Baumgartner, City Clerk