

SET HEARING FOR CONVEYANCE OF AN ELECTRIC EASEMENT ON CITY-OWNED PROPERTY LOCATED AT 4850 SE 5th STREET TO MIDAMERICAN ENERGY COMPANY FOR THE 2026 NEIGHBORHOOD SIDEWALK PROGRAM

WHEREAS, the City of Des Moines is the owner of property located at 4850 SE 5th Street, Des Moines, Iowa ("Property"); and

WHEREAS, MidAmerician Energy Company ("MEC") has requested a permanent electric easement across a portion of the Property, more particularly described below, in order to provide electric service for the 2026 Neighborhood Sidewalk Program; and

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

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

1. The City Council of the City of Des Moines, Iowa, proposes to convey an Electric Easement in a portion of City-owned property located at 4850 SE 5th Street, Des Moines, Iowa, as legally described below, to MidAmerican Energy Company in order to provide electric service for the 2026 Neighborhood Sidewalk Program:

A PART OF LOT 8, SECOND ADDITION TO THOMAS HEIGHTS, AN OFFICIAL PLAT, NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT WHICH IS 228.44 FEET NORTH OF THE SOUTHEAST CORNER OF SAID LOT 8; THENCE SOUTH 89°(DEGREES) 57'(MINUTES) 42"(SECONDS) WEST, 10.00 FEET; THENCE NORTH 0°02'18" WEST, 10.00 FEET; THENCE NORTH 89°57'42" EAST, 9.77 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF SOUTHEAST 5TH STREET, AS PRESENTLY ESTABLISHED; THENCE SOUTH 1°35'22" EAST ALONG SAID WEST RIGHT OF WAY, 8.39 FEET TO A POINT ON THE EAST LINE OF SAID LOT 8; THENCE SOUTH 0°02'18" EAST, 1.61 FEET TO THE POINT OF BEGINNING AND CONTAINING 99 SQUARE FEET.

2. A public hearing shall be held on May 4, 2026, at 5:00 p.m. in the City Council Chamber, T.M. Franklin Cownie City Administration Building, 1200 Locust Street, 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.

★ **Roll Call Number**

26-0491

Agenda Item Number

13

Date April 20, 2026

3. The City Clerk is hereby authorized and directed to publish notice of said proposal and hearing in the form hereto attached, all in accordance with Section 362.3 of the Iowa Code.
4. There are no proceeds associated with this transaction.

Moved by Voss to adopt. Second by Barron

APPROVED AS TO FORM:

/s/ Glenna K. Frank
 Glenna K. Frank, Deputy City Attorney

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

MOTION CARRIED APPROVED

Connie Breen 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