

Date May 24, 2021

SET HEARING FOR APPROVAL OF DOCUMENTS FOR CONVEYANCE OF A PERMANENT UNDERGROUND ELECTRIC EASEMENT ON CITY-OWNED PROPERTY LOCATED SOUTH OF AND ADJOINING LINE DRIVE BETWEEN SOUTHWEST 2ND STREET AND SOUTHWEST 3RD STREET TO MIDAMERICAN ENERGY COMPANY FOR \$1

WHEREAS, MidAmerican Energy Company is required by the City of Des Moines to reroute a power feed that is in conflict with a City construction project at Line Drive between Southwest 2nd Street and Southwest 3rd Street; and

WHEREAS, MidAmerican Energy Company has requested an underground electric line easement across a portion of excess City-owned property located south of and adjoining Line Drive, described below (hereinafter "Property"), in order to accommodate the relocation of the power feed; and

WHEREAS, the City will not be inconvenienced by the conveyance of a Permanent Underground Electric Easement within the Property.

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 Permanent Underground Electric Easement to MidAmerican Energy Company across a portion of excess City property located south of and adjoining Line Drive in order to accommodate the relocation of the power feed due to a City construction project, more specifically described below, for \$1:

DESCRIPTION OF PROPERTY CONTAINING EASEMENT AREA:

The East Ten (10) feet of the West Twenty (20) feet of the North Ten (10) feet of Lot 6, River Point Plat No. 3, an official plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa, EXCEPT that part of Lot 6 now being Line Drive road right of way.

2. A public hearing shall be held on June 14, 2021, at 5:00 p.m. in the City Council Chamber, City Hall, 400 Robert D. Ray Drive, 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.

Please check the posted agenda in advance of the June 14, 2021 meeting for any update on the manner in which the public hearing will be conducted to comply with COVID-19 social distancing and safety guidelines.

Date May 24, 2021

In addition, the City Council shall receive written views, comments, objections and arguments from any resident or taxpayer of the City that are received by the City Clerk prior to 5:00 p.m. June 10, 2021 (City Clerk’s Office, Des Moines City Hall, 400 Robert D. Ray Drive, 1st Floor, Des Moines, IA 50309; Email cityclerk@dmgov.org).

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 Section 362.3 of the Iowa Code.
4. There will be no proceeds associated with the conveyance of this easement.

Moved by _____ to adopt.

APPROVED AS TO FORM:

/s/ Lisa A. Wieland
 Lisa A. Wieland, Assistant City Attorney

ew

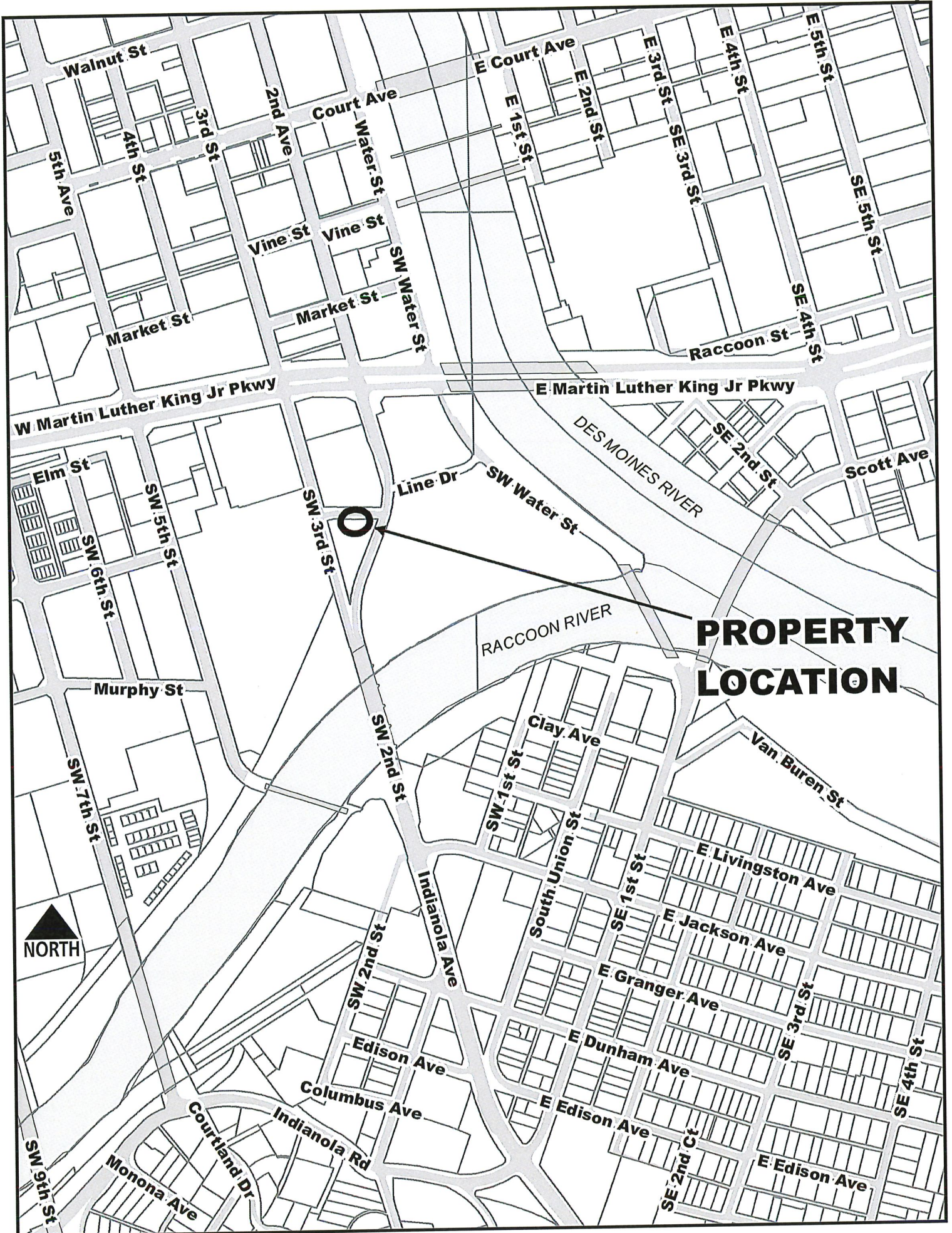
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
GATTO				
GRAY				
MANDELBAUM				
VOSS				
WESTERGAARD				
TOTAL				
MOTION CARRIED		APPROVED		
_____ Mayor				

CERTIFICATE

I, P. Kay Cmelik, 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.

_____ City Clerk



**PROPERTY
LOCATION**



REGISTER ORDER NO. _____ ROLL CALL LEGAL BULLETIN BOARD FOLLOW UP

NOTICE OF PROPOSAL TO CONVEY EASEMENT IN CITY-OWNED REAL ESTATE

NOTICE IS HEREBY GIVEN that the City Council has adopted a resolution relating to a proposal to grant a permanent underground electric easement across a portion of excess City-owned property located south of and adjoining Line Drive between Southwest 2nd Street and Southwest 3rd Street to MidAmerican Energy Company for \$1 and in order to accommodate the relocation of a power feed due to a City construction project, said easement being further described as follows:

The East Ten (10) feet of the West Twenty (20) feet of the North Ten (10) feet of Lot 6, River Point Plat No. 3, an official plat, now included in and forming a part of the City of Des Moines, Polk County, Iowa, EXCEPT that part of Lot 6 now being Line Drive road right of way.

NOTICE IS FURTHER GIVEN that the City Council will consider the proposed conveyance after a public hearing to be held at 5:00 p.m. June 14, 2021 in the City Council Chamber, City Hall, 400 Robert D. Ray Drive, 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. Persons interested in the proposal will be given the opportunity to express their views at that hearing. In addition, the City Council shall receive written views, comments, objections and arguments from any resident or taxpayer of the City that are received by the City Clerk prior to 5:00 p.m. June 10, 2021 (City Clerk's Office, Des Moines City Hall, 400 Robert D. Ray Drive, 1st Floor, Des Moines, IA 50309; Email cityclerk@dmgov.org).

Please check the posted agenda in advance of the June 14, 2021 meeting for any update on the manner in which the public hearing will be conducted to comply with COVID-19 social distancing and safety guidelines.

Published in the Des Moines Register on _____.