

★ Roll Call Number

Agenda Item Number

13-1197

20A

Date July 29, 2013

**SET HEARING FOR CONVEYANCE OF A GAS AND REGULATOR STATION EASEMENT
LOCATED AT THE NORTHWEST CORNER OF THE INTERSECTION OF SE 20TH STREET AND
EAST PARK AVENUE TO MIDAMERICAN ENERGY COMPANY FOR \$100**

WHEREAS, MidAmerican Energy Company ("MidAmerican") has requested an easement on City-owned property located at the northwest corner of the intersection of SE 20th Street and East Park Avenue as a part of a private MidAmerican project to relocate and replace existing underground gas and regulator vaults within street right-of-way to above-ground locations outside of street right-of-way; and

WHEREAS, MidAmerican has offered to the City of Des Moines the purchase price of \$100.00 for the purchase of a permanent easement for gas and regulator station easement within said City-owned property to accommodate the MidAmerican 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 10' x 10' permanent gas and regulator station easement to MidAmerican Energy Company across City-owned property located at the northwest corner of SE 20th Street and East Park Avenue, more specifically described below, for \$100:

THE NORTH 10 FEET OF THE SOUTH 30 FEET OF THE WEST 10 FEET OF THE EAST 25 FEET OF
OUTLOT W, PARK FOREST No.1, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A
PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA.

2. A public hearing will be held on August 12, 2013, 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.

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. The proceeds from the sale of this property shall be deposited into the following account: Fund: SP767, Org: ENG980500.

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APPROVED AS TO FORM:

Glenna K. Frank
Glenna K. Frank, Assistant City Attorney

Moved by Hensley to adopt.

RSW

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			

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.

MOTION CARRIED

T. M. Franklin
Mayor

APPROVED

Diane Rauh
City Clerk