



Roll Call Number

23-1539

Agenda Item Number

24

Date November 6, 2023

SET HEARING FOR APPROVAL OF DOCUMENTS FOR CONVEYANCE OF A PERMANENT EASEMENT FOR UNDERGROUND ELECTRIC LINES IN A PORTION OF COLUMBUS PARK TO MIDAMERICAN ENERGY COMPANY FOR \$2,200

WHEREAS, the City of Des Moines is the owner of certain parkland located in Columbus Park, 1921 SE 1st Street, Des Moines, Iowa (“Property”); and

WHEREAS, MidAmerican Energy Company has requested a permanent easement across a portion of Columbus Park property located outside of the right-of-way at the southeast corner of Southeast 1st Street and Indianola Avenue in order to relocate existing electric lines; and

WHEREAS, there is no known current or future public need or benefit for the property interests proposed to be conveyed, and the City will not be inconvenienced by the conveyance of the Easement for Underground Electric Lines in the portion of Columbus Park.

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 Easement for Underground Electric Lines in a portion of Columbus Park, as legally described below, to MidAmerican Energy Company, for \$2,200.00:

A 10.00 FOOT WIDE ELECTRIC EASEMENT IN GEOPARCEL 7924-10-357-037 (PROPERTY KNOWN AS COLUMBUS PARK) THAT IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE WESTERN MOST CORNER OF SAID COLUMBUS PARK, SAID POINT BEING AT THE INTERSECTION OF THE SOUTH RIGHT-OF-WAY LINE OF SE 1ST STREET AND THE EAST RIGHT-OF-WAY LINE OF INDIANOLA AVENUE AS THEY ARE PRESENTLY ESTABLISHED; THENCE N19°38'10"E, 11.94 FEET ALONG SAID SOUTH RIGHT-OF-WAY LINE OF SE 1ST STREET TO A POINT; THENCE S37°13'8"E, 149.53 FEET TO A POINT; THENCE S52°46'52"W 10.00 FEET TO A POINT ON SAID EAST RIGHT-OF-WAY LINE OF INDIANOLA AVENUE; THENCE N37°13'08"W 143.00 FEET ALONG SAID EAST RIGHT-OF-WAY TO THE POINT OF BEGINNING.

2. A public hearing shall be held on November 20, 2023, 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 said proposal and hearing in the form hereto attached, all in accordance with Section 362.3 of the Iowa Code.



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4. Proceeds from the sale of these easements will be deposited into the Parks and Recreation Capital Projects fund C040, Park Infrastructure project PK175.

Moved by Gatto to adopt. Second by Boesen.

APPROVED AS TO FORM:

/s/ Chas M. Cahill
Chas M. Cahill, Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, GATTO, MANDELBAUM, VOSS, WESTERGAARD, and TOTAL.

MOTION CARRIED APPROVED
Signature of J. M. Franklin Cownie, Mayor

CERTIFICATE

I, Laura L. 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.

Signature of Laura Baumgartner
Laura L. Baumgartner, City Clerk