
AGENDA ITEM SUMMARY

Subject: Consider Resolution 58-21 approving a Letter of Intent with MidAmerican Energy Company for future easements

Recommendation: Approve Resolution Number 58-21

Background Summary:

MidAmerican Energy is designing a project for a fiber line to communicate with and between their existing substations. Most of the fiber will be placed in street right-of-ways and two (2) easements from the City are needed. One easement is on City property immediately north of the Charles Street water tower between the Zoetis property and the Charley Western Trail. The second easement is at Victory Park between the Cedar River and Clark Street.

MidAmerican has prepared a letter of intent for the Council's review and approval prior to completion of the design plans. Actual survey, easement plat and document preparation, and easement approvals will be performed following the project's completion. The centerline of the easements will be described using the actual fiber location.

Approval of the Letter of Intent is non-binding and will allow MidAmerican Energy to proceed with final design and construction of the fiber lines. Following easement preparation, the Council will need to schedule and hold a public hearing prior to approval of the easements.

We recommend approval of Resolution 58-21 approving the letter of intent with MidAmerican Energy Company.



April 23, 2021

MidAmerican Energy Company
Attention: Craig Kimble
PO Box 657
Des Moines, Iowa 50306

RE: City of Charles City, Iowa, 105 Milwaukee Mall, Charles City, IA 50616, Floyd County GIS #111230100300 & 110137900100

Dear Craig Kimble:

Please accept this letter as the intent of City of Charles City, Iowa, "Grantor", its successors, agents and assigns to grant to MidAmerican Energy Company, "Grantee", any and all necessary underground communications easements, at no expense to Grantor in the form you have provided us, and in the area generally depicted on the attached drawings. Grantor realizes that the precise location will be determined by survey immediately following the installation of the equipment. Grantor will formally act upon the request at a later date; however, in the interest of time and in order to maintain construction activities moving forward, we offer this letter so MidAmerican Energy may proceed with its scheduled work.

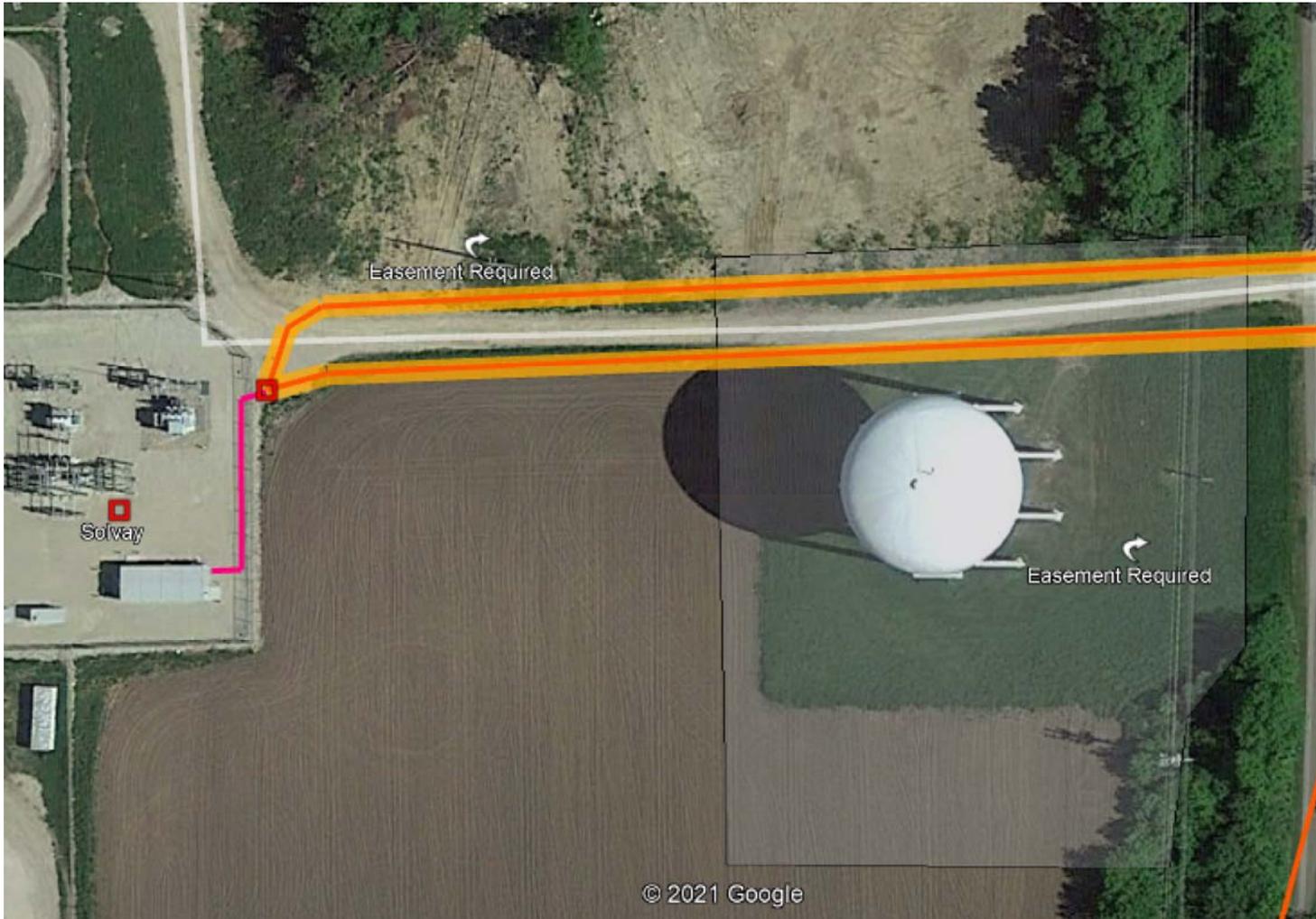
This is a non-binding letter of intent and does not represent a legally binding commitment by the Grantor. The formal conveyance of an easement by the Grantor will be subject to approval of the City Council of Charles City subject to the requirements of the Iowa Code.

Sincerely,

City of Charles City, Iowa

By: _____

Its: _____
Typed or printed name and title of authorized owner or officer





RESOLUTION NO. 58-21

RESOLUTION APPROVING LETTER OF INTENT FOR MIDAMERICAN ENERGY

WHEREAS, the City Council of the City of Charles City has received a request from MidAmerican Energy to grant easements for their fiber installation project within the city, and

WHEREAS, these easements will not have exact locations determined until the fiber is actually installed, and

WHEREAS, MidAmerican has requested that a non-binding letter of intent be approved by the city council so that the project can proceed,

WHEREAS, the easements will be formally conveyed by the city council, subject to Iowa Code requirements, at a later date once the survey is complete showing the exact locations of the easements,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charles City, Iowa, meeting in regular session on the 3rd day of May, 2021, that the letter of intent for MidAmerican Energy is hereby approved.

COUNCIL MEMBER moved the adoption of the foregoing Resolution;

COUNCIL MEMBER seconded the motion to adopt, and on roll call the voting was as follows:

AYES:

NAYS:

Passed and approved this 3rd day of May, 2021.

Dean Andrews, Mayor

Attest:

Trudy O'Donnell, City Clerk