

Date January 11, 2010

Page 1

SET HEARING FOR VACATION AND CONVEYANCE OF EXCESS CITY-OWNED PROPERTY ADJOINING 2080 KING AVENUE TO SUTTON HILL RESIDENTIAL COOPERATIVE FOR \$127,147

WHEREAS, the City of Des Moines is the owner of excess real property located north of 2080 King Avenue, which property is legally described below, and a portion of which was dedicated as open public space; and

WHEREAS, Sutton Hill Residential Cooperative is the owner of property abutting said excess City-owned property and has offered to the City of Des Moines the purchase price of \$127,147 for the vacation of that portion of the property dedicated as open space and the purchase of such City-owned property more specifically described below, which price reflects the fair market value of the property as currently estimated by the City's Real Estate Division; and

WHEREAS, there is no known current or future public need for the property proposed to be vacated or sold and the City will not be inconvenienced by the vacation or sale of said property.

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

1. That the City Council of the City of Des Moines shall consider adoption of an ordinance permanently vacating excess City-owned property north of and adjoining 2080 King Avenue, more specifically described as follows:

The North 135.0 feet of the East 1030.0 feet of Outlot X, Park Forest Plat No. 3, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

2. That if the City Council decides to vacate the above described City-owned property the City of Des Moines proposes to sell such vacated property and additional excess City-owned property, as described below, to the grantee and for the consideration identified below:

To: Sutton Hill Residential Cooperative

For: \$127,147

The North 135.0 feet of the East 1030.0 feet of Outlot X, Park Forest Plat No. 3, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

And

★ **Roll Call Number**

Agenda Item Number

16

Date January 11, 2010

Page 2

The South 14.0 feet of the West 923.0 feet of the East 958.0 feet of the Southeast ¼ of the Northeast ¼ of Section 14, Township 78 North, Range 24 West of the 5th P.M., all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

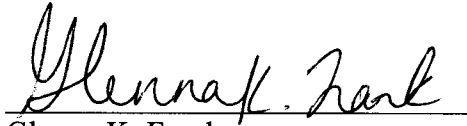
3. That the meeting of the City Council at which the adoption of said ordinance and the sale and conveyance of such real estate is to be considered shall be on January 25, 2010, said meeting to be held at 5:00 p.m., in the Council Chamber.

4. That the City Clerk is hereby authorized and directed to publish notice of said proposal in the form hereto attached all in accordance with Section 362.3 of the Iowa Code.

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

Moved by _____ to adopt.

APPROVED AS TO FORM:


 Glenna K. Frank
 Assistant City Attorney

RSW

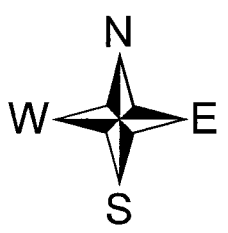
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				
MOTION CARRIED			APPROVED	
_____ Mayor				

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.

_____ City Clerk



Legend

 PROJECT LOCATION

**DISPOSITION -
SUTTON HILL RESIDENTIAL
COOPERATIVE**