

Date March 24, 2008

RESOLUTION TO APPROVE AND ACCEPT REAL ESTATE DOCUMENTS FOR PROPERTY LOCATED AT 3425 INGERSOLL AVENUE FROM FOODS, INC. FOR \$1 FOR THE INGERSOLL RUN STORM SEWER – 34TH STREET TO 35TH STREET PROJECT

WHEREAS, on February 28, 2008, by Roll Call No. 08-284, the City Council of the City of Des Moines, Iowa, ordered construction of the Ingersoll Run Storm Sewer – 34th Street to 35th Street Project; and

WHEREAS, permanent and temporary easements for a new storm sewer and existing sanitary sewer are required from Foods, Inc.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the attached documents are hereby approved and accepted as follows:

Property Owner:	Foods, Inc.
Property Location:	3425 Ingersoll Avenue
Documents:	Offer to Purchase Real Estate and Acceptance Temporary Easement for Construction Permanent Easement for Storm Sewer Right-of-Way Permanent Easement for Combined Storm Sewer and Sanitary Sewer Right-of-Way
Consideration:	\$1 Plus Closing Costs

That the Finance Director is authorized and directed to issue checks in the amounts necessary to carry out the transactions and to pay any unforeseen additional costs certified by the Legal Department and the Engineering Department; the Real Estate Division Manager is authorized and directed to complete the transactions in accordance with standard real estate practices.

That the Real Estate Division of the Engineering Department is directed to obtain the Legal Department's review and approval of all closing documents prior to closing.

That the City Clerk is hereby authorized and directed to endorse upon the Real Estate documents listed above the approval and acceptance of this Council and is further authorized and directed to deliver the aforementioned documents to the Real Estate Division Manager, who shall proceed to closing in accordance with standard real estate practices.

★ **Roll Call Number**

Agenda Item Number

62B

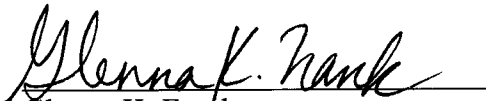
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Date March 24, 2008

(Council Communication No. 68-170)

Moved by _____ to adopt.

APPROVED AS TO FORM:


 Glenna K. Frank
 Assistant City Attorney

PSW

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
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