

Date April 9, 2007

SET HEARING FOR THE VACATION AND CONVEYANCE OF THE NORTH 25 FEET OF ARMY POST ROAD RIGHT-OF-WAY ADJOINING 6304 SW 7TH STREET TO TOUCH AND GO, LLC FOR \$3,500

WHEREAS, on February 12, 2007, by Roll Call No. 07-230, the City Council adopted a recommendation from the City Plan and Zoning Commission that the North 25 feet of Army Post Road right-of-way adjoining 6304 SW 7th Street, hereinafter more fully described, be vacated and sold; and

WHEREAS, the grantee identified below is purchasing the property abutting such right-of-way and has offered to the City of Des Moines the purchase price identified below for the vacation and purchase of the portion of such right-of-way described below.

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 the North 25 feet of Army Post Road right-of-way adjoining 6304 SW 7th Street, more specifically described as follows:

The North 25.00 feet of Army Post Road right-of-way lying South of and adjoining Lots 10 through 17, Block 5, Porter’s Re-Plat, 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 right-of-way, the City of Des Moines proposes to sell such right-of-way, as described below, to the grantee and for the consideration identified below:

To: Touch and Go, LLC for \$3,500

The North 25.00 feet of vacated Army Post Road right-of-way lying South of and adjoining Lots 10 through 17, Block 5, Porter’s Re-Plat, an Official Plat, 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 April 23, 2007, 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 §362.3 of the Iowa Code.

★ Roll Call Number

Agenda Item Number

17

Dispositions – Touch and Go, LLC: Page 2

Date April 9, 2007

5. The proceeds from the sale of this property shall be deposited into the following account: 2007-08 Operating Budget, Page 255, Property Maintenance, SP767.

Moved by _____ to adopt.

APPROVED AS TO FORM:

Ann DiDonato

 Ann DiDonato
 Assistant City Attorney

PSV

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

