

Date April 12, 2010

SET HEARING FOR CONVEYANCE OF PERMANENT LANDSCAPE BUFFER EASEMENTS TO VARIOUS PROPERTY OWNERS THAT ADJOIN CITY-OWNED AIRPORT PROPERTY AT 3901 SOUTHWEST 42ND STREET FOR \$6,246

WHEREAS, the City of Des Moines is in the process of selling excess City-owned property purchased for airport purposes at 3901 Southwest 42nd Street; and

WHEREAS, the City of Des Moines has offered to allow the adjoining property owners to purchase 30-foot or 50-foot landscape buffer easements on this property before it is sold; and

WHEREAS, all sales of City-owned airport property are subject to review and approval by the Federal Aviation Administration, and such approval has been granted for this proposed sale; and

WHEREAS, the adjoining property owners have offered to the City of Des Moines the purchase price listed below for the purchase of such Permanent Landscape Buffer Easements, more specifically described below, which price reflects the fair market value of the easements as currently estimated by the City's Real Estate Division; and

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

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

1. The City Council of the City of Des Moines, Iowa proposes to sell the following described permanent landscape buffer easements on City-owned airport property at 3901 Southwest 42nd Street, more specifically described and for the consideration identified below:

To: Joe N. and Melissa Mauro for \$1,122

A part of the North 50.0 feet of the South 1/2 of the Fractional Northwest 1/4 of Section 19, Township 78 North, Range 24 West of the 5th P.M. lying West and South of Southpark Plaza Plats 2 and 3, an Official Plat and lying North of Relocated McKinley Avenue, more particularly described as follows:

Being 50.0 feet of the South 1/2 of the Fractional Northwest 1/4 of said Section 19, lying South of and adjoining Lot 1, of said Southpark Plaza Plat 3, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

Date April 12, 2010

To: Douglas D. Fitz and Margaret A. Schneider Fitz for \$1,176

A part of the North 50.0 feet of the South 1/2 of the Fractional Northwest 1/4 of Section 19, Township 78 North, Range 24 West of the 5th P.M. lying West and South of Southpark Plaza Plats 2 and 3, an Official Plat and lying North of Relocated McKinley Avenue, more particularly described as follows:

Being 50.0 feet of the South 1/2 of the Fractional Northwest 1/4 of said Section 19, lying westerly and southerly of and adjoining Lot 2, of said Southpark Plaza Plat 3, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

To: Eugene R. Cardamone and Mary R. Cardamone for \$1,055

A part of the North 50.0 feet of the South 1/2 of the Fractional Northwest 1/4 of Section 19, Township 78 North, Range 24 West of the 5th P.M. lying West and South of Southpark Plaza Plats 2 and 3, an Official Plat and lying North of Relocated McKinley Avenue, more particularly described as follows:

Being 50.0 feet of the South 1/2 of the Fractional Northwest 1/4 of said Section 19, lying South of and adjoining Lot 3, and lying South of and adjoining the West 10.0 feet of Lot 4, of said Southpark Plaza Plat 3, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

To: Vince J. and Kay S. Ruggiero for \$766

A part of the North 50.0 feet of the South 1/2 of the Fractional Northwest 1/4 of Section 19, Township 78 North, Range 24 West of the 5th P.M. lying West and South of Southpark Plaza Plats 2 and 3, an Official Plat and lying North of Relocated McKinley Avenue, more particularly described as follows:

Being 50.0 feet of the South 1/2 of the Fractional Northwest 1/4 of said Section 19, lying South of and adjoining Lot 7, of said Southpark Plaza Plat 3, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

To: D. Scott and Penelope A. Harrison for \$380

A part of the North 30.0 feet of the South 1/2 of the Fractional Northwest 1/4 of Section 19, Township 78 North, Range 24 West of the 5th P.M. lying West and South of Southpark Plaza Plats 2 and 3, an Official Plat and lying North of Relocated McKinley Avenue, more particularly described as follows:

Date April 12, 2010

Being 30.0 feet of the South 1/2 of the Fractional Northwest 1/4 of said Section 19, lying South of and adjoining Lot 8, of said Southpark Plaza Plat 3, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

To: James T. and Jennifer Cataldo for \$766

A part of the North 50.0 feet of the South 1/2 of the Fractional Northwest 1/4 of Section 19, Township 78 North, Range 24 West of the 5th P.M. lying West and South of Southpark Plaza Plats 2 and 3, an Official Plat and lying North of Relocated McKinley Avenue, more particularly described as follows:

Being 50.0 feet of the South 1/2 of the Fractional Northwest 1/4 of said Section 19, lying South of and adjoining Lot 10, of said Southpark Plaza Plat 3, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

To: CHS Properties, L.L.C. for \$981

A part of the North 50.0 feet of the South 1/2 of the Fractional Northwest 1/4 of Section 19, Township 78 North, Range 24 West of the 5th P.M. lying West and South of Southpark Plaza Plats 2 and 3, an Official Plat and lying North of Relocated McKinley Avenue, more particularly described as follows:

Being 50.0 feet of the South 1/2 of the Fractional Northwest 1/4 of said Section 19, lying South of and adjoining Lot 12, of said Southpark Plaza Plat 3, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

2. A public hearing shall be held on April 26, 2010, 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.
4. The proceeds from the sale of these easements shall be deposited into the following account: 2010-11 Operating Budget, Page 25, Airport Operations, EN002.

★ Roll Call Number

Agenda Item Number

21

Date April 12, 2010

Moved by _____ to adopt.

APPROVED AS TO FORM:

Glenna K. Frank

Glenna K. Frank
Assistant City Attorney

raw

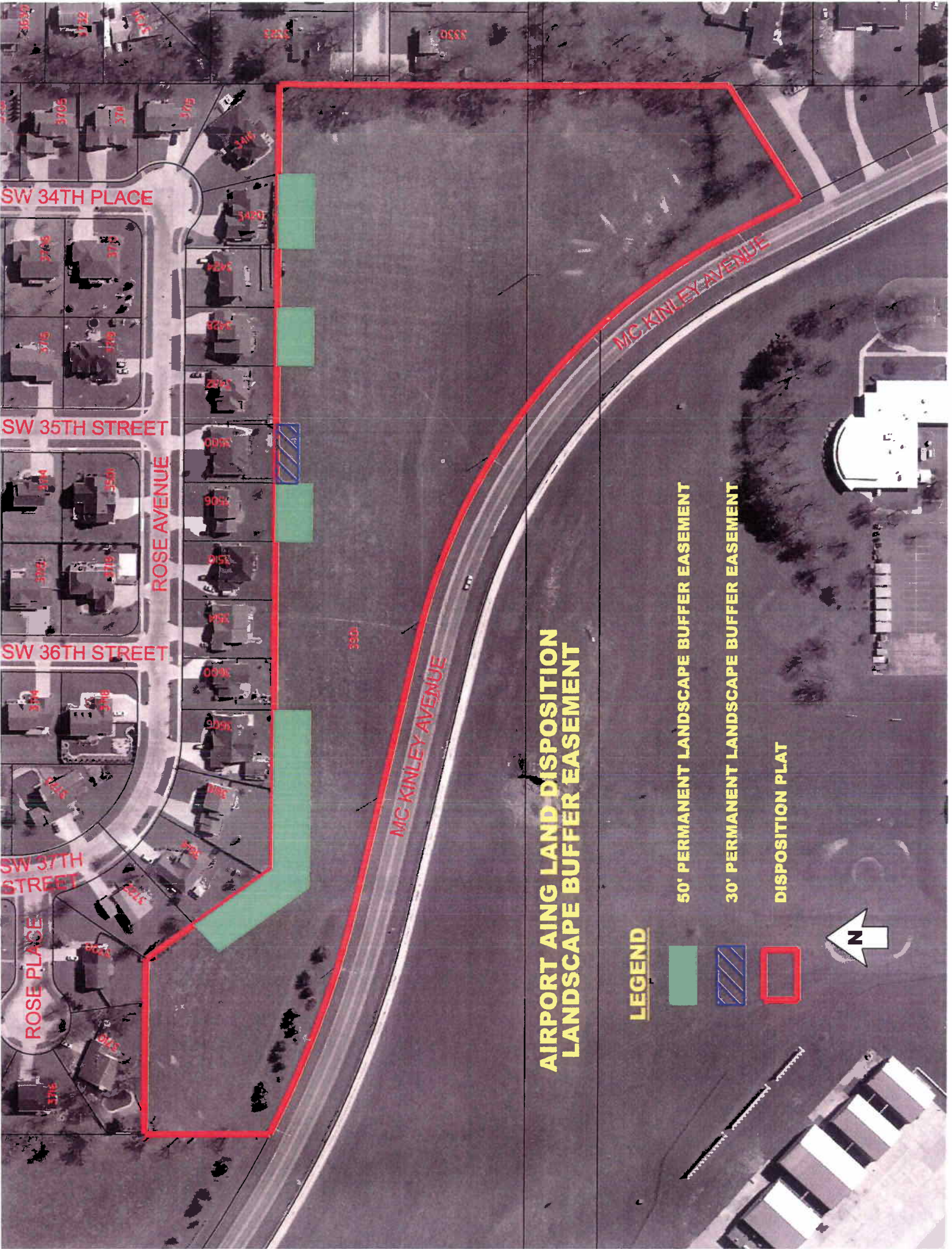
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				
MOTION CARRIED	APPROVED			
_____ Mayor				

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



SW 34TH PLACE

SW 35TH STREET

SW 36TH STREET

SW 37TH STREET

ROSE PLACE

ROSE AVENUE

MC KINLEY AVENUE

MC KINLEY AVENUE

**AIRPORT AING LAND DISPOSITION
LANDSCAPE BUFFER EASEMENT**

LEGEND



50' PERMANENT LANDSCAPE BUFFER EASEMENT

30' PERMANENT LANDSCAPE BUFFER EASEMENT

DISPOSITION PLAT

