

Date April 23, 2007

SET HEARING FOR THE VACATION AND CONVEYANCE OF MARKET STREET RIGHT-OF-WAY BETWEEN SW 7TH STREET AND SW 8TH STREET TO EMPLOYERS MUTUAL CASUALTY COMPANY FOR \$85,608

WHEREAS, on March 12, 2007, by Roll Call No. 07-450, the City Council adopted a recommendation from the City Plan and Zoning Commission that an excess portion of Market Street right-of-way between SW 7th Street and SW 8th Street, hereinafter more fully described, be vacated and sold; and

WHEREAS, the grantee identified below is the owner of 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 an excess portion of Market Street right-of-way between SW 7th Street and SW 8th Street, more specifically described as follows:

All of the Market Street right-of-way lying North of and adjoining West Martin Luther King, Jr. Parkway and lying South of and adjoining Block 5, Fort Des Moines, 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: Employers Mutual Casualty Company for \$85,608

All of the vacated Market Street right-of-way lying North of and adjoining West Martin Luther King, Jr. Parkway and lying South of and adjoining Block 5, Fort Des Moines, 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 May 7, 2007, said meeting to be held at 5:00 p.m., in the Council Chamber.

DESCRIPTION REVIEWED [Signature] 4/23/07

★ Roll Call Number

Agenda Item Number

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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.

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

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.

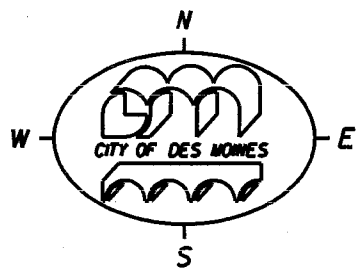
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

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

_____ City Clerk



**PROPERTY
LOCATION**



**PROPERTY DISPOSITION
EMPLOYERS MUTUAL INSURANCE
EXCESS MARKET STREET ROW
BETWEEN SW 7TH & SW 8TH STREETS
ACTIVITY I.D. 34-2007-044**