

160

Date May 8, 2006

HOLD HEARING TO TRANSFER OWNERSHIP OF CITY-OWNED PROPERTY AT 2143 HIGH STREET TO THE DES MOINES METROPOLITAN WASTEWATER AUTHORITY (WRA) FOR \$1.00

WHEREAS, the City of Des Moines acquired the property at 2143 High Street for the WRA Ingersoll Run Combined Sewer Overflow Project and ownership of the property needs to be transferred to the Des Moines Metropolitan Wastewater Authority (WRA); and

WHEREAS, on April 24, 2006, by Roll Call No. 06-764, it was duly resolved by the City Council that the proposed conveyance of real property at 2143 High Street, be set down for hearing on May 8, 2006, at 5:00 p.m., in the City Council Chambers; and

WHEREAS, due notice of said proposal to convey this public real property was given as provided by law, setting forth the time and place for hearing on said proposal; and

WHEREAS, in accordance with City Council direction, those interested in this proposed conveyance, both for and against, have been given an opportunity to be heard with respect thereto and have presented their views to the City Council.

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

1. Upon due consideration of the facts and statements of interested persons, the objections to the proposed conveyance of this property as described below are hereby overruled and the hearing is closed.
2. There is no public need for the property described below and the public would not be inconvenienced by reason of the conveyance of this property at 2143 High Street, more specifically described as follows:

Lot 11 (except the West 5 feet of the North 40 feet thereof) and the East 4 feet of the South 92 feet of Lot 12 in Park Place, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.
3. That the conveyance of such property to the Des Moines Metropolitan Wastewater Authority for \$1.00 be and is hereby approved.
4. The Mayor is authorized and directed to sign the Deed for the conveyance as identified above, and the City Clerk is authorized and directed to attest to the Mayor's signature.
5. The City Clerk is authorized and directed to forward the original of this Deed, together with a certified copy of this resolution and of the affidavit of publication of the notice of this hearing, to the Real Estate Division of the Engineering Department for the purpose of causing said documents to be recorded.

DESCRIPTION APPROVED
[Signature]
5/19/06 15:00

★ **Roll Call Number**

Agenda Item Number

46

Dispositions - WRA: Page 2

Date May 8, 2006

6. The Real Estate Division Manager is authorized and directed to forward the original of the Deed, together with a certified copy of this resolution and of the affidavit of publication of the notice of this hearing, to the Polk County Recorder's Office for the purpose of causing these documents to be recorded.
7. Upon receipt of the recorded documents back from the Polk County Recorder, the Real Estate Division Manager shall mail the original of the Deed and copies of the other documents to the grantees.
8. There will be no proceeds associated with the conveyance of this property.

Moved by _____ to adopt.

APPROVED AS TO FORM:

Emily Gould Chafa

Emily Gould Chafa
Assistant City Attorney

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

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.

MOTION CARRIED APPROVED

Mayor

City Clerk