

Date April 25, 2016

**ACCEPTANCE OF REAL ESTATE DOCUMENTS FROM ARCHER-DANIELS-MIDLAND COMPANY FOR VOLUNTARY ACQUISITION OF PROPERTY LOCATED AT THE SOUTHWEST CORNER OF EAST EUCLID AVENUE AND DELAWARE AVENUE FOR STORM WATER IMPROVEMENTS**

WHEREAS, recent survey work by the City revealed that a small portion of Archer-Daniels-Midland Company's property located on the southwest corner of East Euclid Avenue and Delaware Avenue is located within existing storm water improvements that are owned and maintained by the City; and

WHEREAS, Archer-Daniels-Midland Company has agreed to sell said property to the City of Des Moines for storm water purposes.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Des Moines, Iowa, that the following documents conveying a fee simple property interest to the City, recommended for approval and acceptance by the Real Estate Division of the Engineering Department and on file in the office of the City Clerk, be and are hereby approved and accepted as follows:

- Property Owner: Archer-Daniels-Midland Company
- Property Location: SW Corner of E. Euclid Ave. and Delaware Ave., Des Moines, Iowa 50313
- Document Type: Offer to Purchase Real Estate and Acceptance;  
Warranty Deed
- Consideration: \$500 (Plus Closing Costs)

That the Finance Director is authorized and directed to issue checks to pay any costs certified by the Legal Department and the Engineering Department, and the Real Estate Division Manager is authorized and directed to obtain the checks, if any, needed to carry out this transaction and to deliver them to the payee(s).

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 Warranty Deed the approval and acceptance of this Council; the Mayor is authorized and directed to sign the Offer to Purchase and all necessary real estate documents associated with this acquisition; and the City Clerk 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

15

Date April 25, 2016

(Council Communication No. 16-228)

Moved by \_\_\_\_\_ to adopt.

APPROVED AS TO FORM:

  
Lisa A. Wieland, Assistant City Attorney

PSW

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GATTO				
GRAY				
HENSLEY				
MOORE				
WESTERGAARD				
TOTAL				
MOTION CARRIED			APPROVED	
			Mayor	

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