

Date October 14, 2019

**SET HEARING FOR APPROVAL OF DOCUMENTS FOR A LAND EXCHANGE
PURCHASE AGREEMENT BETWEEN THE CITY OF DES MOINES AND THE JAN
MILLER STRAUB REVOCABLE TRUST FOR PROPERTY LOCATED ON SUNSET
ROAD BETWEEN SOUTHWEST 23RD STREET AND SOUTHWEST 28TH STREET**

WHEREAS, the City of Des Moines, Iowa, (“City”) is the owner of certain excess real estate located on Sunset Road between Southwest 23rd Street and Southwest 28th Street, Des Moines, Iowa and locally known as District/Tax parcel 010/05233-000-000 and District/Tax parcel 010/05236-000-000, Des Moines, Iowa, (hereinafter “City Parcels”), more particularly described below; and

WHEREAS, Jan Miller Straub, Trustee of the Jan Miller Straub Revocable Trust, (“Seller”) is the owner of certain real estate located on Sunset Road between Southwest 23rd Street and Southwest 28th Street, Des Moines, Iowa and locally known as District/Tax parcel 010/05232-000-000, District/Tax parcel 010/05230-000-000 and District/Tax parcel 010/05229-000-000, Des Moines, Iowa, (hereinafter “Seller Parcels”), more particularly described below; and

WHEREAS, Jan Miller Straub, Trustee of the Jan Miller Straub Revocable Trust, owner of 2509 Sunset Road, which property adjoins the City Parcels, has offered to the City of Des Moines, Iowa, the Seller Parcels in exchange for the City Parcels plus cash consideration in the amount of \$26,640.00 in order to assemble said City Parcels with its adjoining commercial business property, subject to a reservation of easements therein, which represents an equitable exchange of value as determined by the City’s Real Estate Division; and

WHEREAS, the City has no known current or anticipated public need for the City Parcels proposed to be exchanged and the City will not be inconvenienced by the conveyance of said City Parcels.

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 exchange certain City of Des Moines real estate located on Sunset Road between Southwest 23rd Street and Southwest 28th Street, Des Moines, Iowa, locally known as District/Tax parcel 010/05233-000-000 and District/Tax parcel 010/05236-000-000 (City Parcels), as legally described below, subject to a reservation of easements therein, plus cash consideration in the amount of \$26,640.00 for three parcels of equal value owned by Jan Miller Straub, Trustee of the Jan Miller Straub Revocable Trust, locally known as District/Tax parcel 010/05229-000-000, District/Tax parcel 010/05230-000-000, and District/Tax parcel 010/05232-000-000 (Seller Parcels), also legally described below:

City Parcels:

LOT 71 AND LOT 74 VALLEY GARDENS, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND CONTAINING APPROXIMATELY 26,640 SQUARE FEET.

Seller Parcels:

Date October 14, 2019

LOT 67, LOT 68 AND LOT 70 VALLEY GARDENS, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND CONTAINING APPROXIMATELY 39,960 SQUARE FEET.

2. A public hearing shall be held on November 4, 2019, 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.
4. 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.
5. Acquisition costs for this transaction will be paid from the general operating budget: Org – EG064090.

Moved by _____ to adopt.

APPROVED AS TO FORM:


 Lisa A. Wieland, Assistant City Attorney

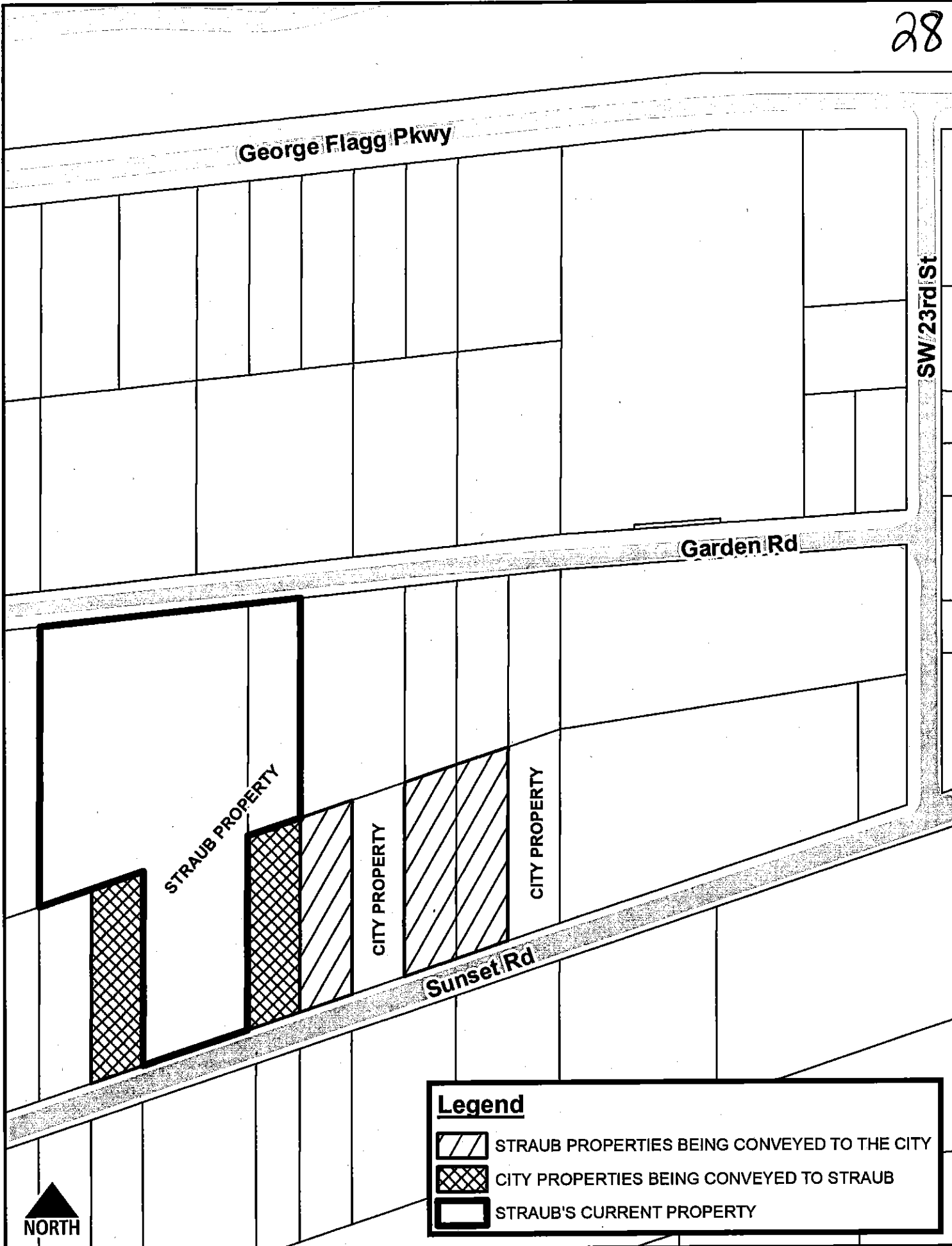
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
COLEMAN				
GATTO				
GRAY				
MANDELBAUM				
WESTERGAARD				
TOTAL				
MOTION CARRIED			APPROVED	
Mayor				

CERTIFICATE

I, Laura Baumgartner, Acting 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.

_____ Acting City Clerk



George Flagg Pkwy

SW 23rd St

Garden Rd




Sunset Rd

STRAUB PROPERTY

CITY PROPERTY

CITY PROPERTY

Legend

-  STRAUB PROPERTIES BEING CONVEYED TO THE CITY
-  CITY PROPERTIES BEING CONVEYED TO STRAUB
-  STRAUB'S CURRENT PROPERTY

