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Date December 2, 2019

SET HEARING FOR APPROVAL OF DOCUMENTS FOR CONVEYANCE OF EXCESS CITY PROPERTY LOCATED SOUTH OF AND ADJOINING 1530 EAST MCKINLEY AVENUE TO GALINSKY FAMILY REAL ESTATE, LLC AND ALVIV PROPERTIES, LLC FOR \$2,960.00

WHEREAS, the City of Des Moines is the owner of an irregular shaped piece of excess property located on the north side of McKinley Avenue, east of Southeast 14th Street and south of and adjoining 1530 East McKinley Avenue (hereinafter "Property"); and

WHEREAS, Galinsky Family Real Estate, LLC a/k/a Galinsky Family Real Estate, L.L.C., and Alviv Properties, LLC a/k/a Alviv Properties, L.L.C. ("Buyers"), owners of 1530 East McKinley Avenue, have offered to the City of Des Moines ("City") the purchase price of \$2,960.00 for the purchase of the Property, for assemblage with its adjoining commercial parcel, subject to the reservation of any necessary easements for all existing utilities in place until such time that they are abandoned or relocated, and further subject to the reservation of a Permanent Easement for Sanitary Sewer, Storm Sewer and Surface Water Flowage, which will be included in the Quit Claim Deed from City to Buyers, which price reflects the fair market value of the City Property as determined by the City's Real Estate Division; and

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

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

1. The City Council of the City of Des Moines, Iowa, proposes to sell an irregular shaped piece of excess City property located south of and adjoining 1530 East McKinley Avenue, as legally described, to the grantee, and for the consideration identified below, subject to a reservation of easements therein, and further subject to the reservation of a Permanent Easement for Sanitary Sewer, Storm Sewer and Surface Water Flowage:

Grantee: Galinsky Family Real Estate, LLC a/k/a Galinsky Family Real Estate, L.L.C., and Alviv Properties, LLC a/k/a Alviv Properties, L.L.C.

Consideration: \$2,960.00

Legal Description: ALL THAT PART OF THE EAST 210 FEET OF LOT 1 AND ALL OF LOT 2 LYING NORTH OF THE NORTH LINE OF EAST MCKINLEY AVENUE RIGHT OF WAY IN THE OFFICIAL PLAT OF THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 78 NORTH, RANGE 24 WEST OF THE 5TH P.M., AND CONTAINING APPROXIMATELY 6,580 SQUARE FEET.

2. A public hearing shall be held on December 16, 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.

★ Roll Call Number

Agenda Item Number

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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. Non-project related land sale proceeds are used to support general operating budget expenses: Org – EG064090.

Moved by _____ to adopt.

APPROVED AS TO FORM:

Lisa A. Wieland
Lisa A. Wieland, Assistant City Attorney

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

CERTIFICATE

I, P. KAY CMELIK, 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.

Mayor

City Clerk

