

★ **Roll Call Number**
08-209

Agenda Item Number

14

Developer's Easements – Joe's Square LLC.: Page 1

Date February 11, 2008

**ACCEPTANCE OF REAL ESTATE DOCUMENTS FOR PROPERTY LOCATED
AT 4049 FAGEN DRIVE FROM JOE'S SQUARE, L.L.C.**

WHEREAS, the City has requested and received an easement from the property owner as a part of the development process.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the attached document conveying property interests, recommended for approval and acceptance by the Real Estate Division of the Engineering Department, be and is hereby approved and accepted as follows:

Property Owner:	Joe's Square, L.L.C.
Property Location:	4049 Fagen Drive
Document Type:	Permanent Easement for Public Pedestrianway
Consideration:	\$ 1.00 plus closing costs

That the Finance Director is authorized and directed to issue checks in the amounts necessary to carry out the transactions and to pay any unforeseen additional costs certified by the Legal Department and the Engineering Department; the Real Estate Division Manager is authorized and directed to obtain the checks, if any, needed to carry out these transactions and to deliver them to the payees.

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 Easement the approval and acceptance of this Council and is further authorized and directed to deliver the said Easement to the Real Estate Division Manager, who shall proceed to closing in accordance with standard real estate practices.

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Moved by Hensley to adopt.

APPROVED AS TO FORM:

Glenna K. Frank, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
TOTAL	7			

MOTION CARRIED APPROVED

T. M. Franklin Council Mayor

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.

Diane Rauh City Clerk