

★ Roll Call Number

08-1307

Agenda Item Number

14

Airport GA Runway 13R/31L - Ramsey Page 1

Date July 28, 2008

**ACCEPTANCE OF REAL ESTATE DOCUMENTS FOR PROPERTY LOCATED
AT 5714 MCKINLEY AVENUE FROM THEODORE AND DONETTE RAMSEY FOR
THE AIRPORT RUNWAY 13R/31L PROJECT**

WHEREAS, on September 3, 2003, by Resolution No. A03-226, the Airport Board of the City of Des Moines authorized the development of a voluntary acquisition program on a hardship basis for properties needed for the future construction of the initial project phase of the 13R/31L Runway Project; and,

WHEREAS, on December 2, 2003, by Resolution No. A03-285, the Airport Board of the City of Des Moines approved and authorized the design of a public improvement project to construct Runway 13R/31L and authorized the City Manager to proceed with the acquisition of properties needed for the project; and,

WHEREAS, on January 6, 2004, by Resolution No. A04-16, the Airport Board of the City of Des Moines approved the Voluntary Acquisition Program on a hardship basis for the properties needed for the Runway 13R/31L Project; and,

WHEREAS, on June 1, 2004, by Resolution No. A04-103, the Airport Board of the City of Des Moines approved an Acquisition Program to include properties on a voluntary basis for the properties needed for the Runway 13R.31L Project; and

WHEREAS, on March 1, 2005 by Resolution No. A05-42, the Airport Board of the City of Des Moines recommended to the City Council the authorization to proceed with the acquisition of the remaining properties by gift, sale, or eminent domain which are needed for the future Runway 13R/31L; and

WHEREAS, on March 7, 2005, by Roll Call No. 05-541, the City Council of the City of Des Moines, Iowa, approved the acquisition of properties by gift, sale, or eminent domain for the Airport Runway 13R/31L Project; and

WHEREAS, on December 4, 2007, by Resolution No. A07-202, the Airport Board of the City of Des Moines established fair market value of the property located at 5714 McKinley Avenue in the amount of \$213,000; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that following listed documents are hereby approved and accepted as follows:

Property Owner:	Theodore and Donette Ramsey
Property Location:	5714 McKinley Avenue
Document Type:	Offer to Purchase Real Estate and Acceptance

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Airport GA Runway 13R/31L - Ramsey Page 2

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Consideration: Warranty Deed
\$213,000.00 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 complete the transactions in accordance with standard real estate practices.

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 Mayor is authorized and directed to execute the Revised Offer and the City Clerk is hereby authorized and directed to endorse upon the Real Estate documents listed above the approval and acceptance of this Council and 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.

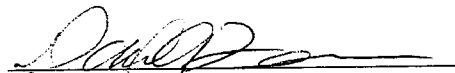
That the Real Estate Division Manager is hereby authorized and directed to execute Maintain Vacancy Agreements and Rental Agreements, if necessary.

(Council Communication No. 08-439)

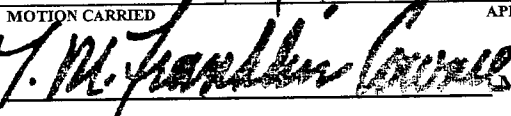
Moved by Kiernan to adopt.

APPROVED AS TO FORM:

Activity ID: 27-2002-007
2008-09 CIP, Airport Improvements,
Page 28, Runway 13R/31L, Land
Acquisition, AIR117


David A. Ferree, Assistant City Attorney

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

MOTION CARRIED APPROVED

T. M. Franklin, 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