



Roll Call Number

08-1540

Agenda Item Number

45

Date August 25, 2008

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HOLD HEARING FOR CONVEYANCE OF CITY-OWNED PROPERTY LOCATED IN THE 800 BLOCK OF SOUTHEAST 14TH COURT TO "A" DIVERSIFIED SERVICE, INC. FOR \$3,000

WHEREAS, the City of Des Moines is the owner of excess property located in the 800 block of SE 14th Court, which property is legally described below; and

WHEREAS, "A" Diversified Service, Inc. has offered to the City of Des Moines the purchase price of \$3,000 for the purchase of such City-owned property, more specifically described below; and

WHEREAS, on August 11, 2008, by Roll Call No. 08-1419, it was duly resolved by the City Council that the proposed conveyance of real property located in the 800 block of SE 14th Court be set down for hearing on August 25, 2008, at 5:00 p.m., in the City Council Chambers; and

WHEREAS, due notice of said proposal to convey this public real property was given as provided by law, setting forth the time and place for hearing on said proposal; and

WHEREAS, in accordance with City Council direction, those interested in this proposed conveyance, both for and against, have been given an opportunity to be heard with respect thereto and have presented their views to the City Council.

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

1. Upon due consideration of the facts and statements of interested persons, the objections to the proposed conveyance of this property, as described below, are hereby overruled and the hearing is closed.
2. There is no public need for the property described below and the public would not be inconvenienced by reason of the conveyance of this property located in the 800 block of SE 14th Court, more specifically described as follows:

Lots 111 and 112, Gray's Subdivision of Blocks 50 and 62, Brooks and Company's Addition, and the East 1/2 of the vacated North/South alley lying West of and adjoining said Lots 111 and 112, vacated by Ordinance No. 5544, October 11, 1954, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.
3. That the sale and conveyance of such City-owned property to "A" Diversified Service, Inc. for \$3,000, together with payment by such grantee of the estimated publication and recording costs for this transaction, be and is hereby approved.
4. The Mayor is authorized and directed to sign the Offer to Purchase and Quit Claim Deed for the conveyance as identified above, and the City Clerk is authorized and directed to attest to the Mayor's signature.

DESCRIPTION REVIEWED
James [Signature]
8/25/08 09:40

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5. The City Clerk is authorized and directed to forward the original of this Deed, together with a certified copy of this resolution and of the affidavit of publication of the notice of this hearing, to the Real Estate Division of the Engineering Department for the purpose of causing said documents to be recorded.
6. The Real Estate Division Manager is authorized and directed to forward the original of the Deed, together with a certified copy of this resolution and of the affidavit of publication of the notice of this hearing, to the Polk County Recorder's Office for the purpose of causing these documents to be recorded.
7. Upon receipt of the recorded documents back from the Polk County Recorder, the Real Estate Division Manager shall mail the original of the Deed and copies of the other documents to the grantee.
8. The proceeds from the sale of this property will be deposited into the following account: 2008-09 CIP, Street Improvements, SE Connector – SE 6th to SE 14th, STR219, Page Street Improvements - 37.

(Council Communication No. **513**)

Moved by Meyer to adopt.

APPROVED AS TO FORM:

Glenna K. Frank
 Glenna K. Frank
 Assistant City Attorney

PSN

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

Christon L. Hensley Mayor
 MAYOR PRO TEM

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