



**Roll Call Number**

09-1074

**Agenda Item Number**

13

**Date** June 22, 2009

**SET HEARING FOR THE CONVEYANCE OF EXCESS CITY-OWNED PROPERTY  
LOCATED NORTH OF INTERSTATE 235 AND BETWEEN 21<sup>ST</sup> AND 22<sup>ND</sup>  
STREETS TO THE ADJOINING PROPERTY OWNERS,  
DON AND JASON ROOSE, FOR \$200.00**

**WHEREAS**, the City of Des Moines owns excess real property located north of Interstate 235 and between 21<sup>st</sup> and 22<sup>nd</sup> Streets ("Property"), more particularly described as:

A parcel of land being part of Lot Nos. 4, 5, and 6 in Block 2 of COTTAGE GROVE ADDITION to the City of Des Moines, Iowa, more particularly described as follows:

The East 124.69 feet of said Lot 6 and all that part of the South ½ of the North ½ of said Lot 4 and all that part of the East 73.3 feet of said Lot 5 that lies Northerly of a line beginning at a point 25 feet South of the Northeast corner of the South ½ of the North ½ of said Lot 4, said point being on the East line of said Lot 4; thence Southwesterly to a point 150.7 feet South of the Northwest corner of the East 73.3 feet of said Lot 5, said point being on the West Line of the East 73.3 feet of said Lot 5. All now included in and forming a part of the City of Des Moines, Polk County, Iowa.

and

**WHEREAS**, the conveyance of said City-owned real property was solicited by a competitive disposition process to the adjoining property owners for sideyard use; and

**WHEREAS**, Don and Jason Roose are the owners of property abutting said City-owned property, and have offered to the City of Des Moines the purchase price of \$200.00 for the purchase of such City-owned Property, which price was the highest bid received and reflects the fair market value of the Property; and

**WHEREAS**, the City of Des Moines has no current or anticipated public need for the Property.

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

1. The City of Des Moines, Iowa proposes to convey the Property described above to Don Roose and Jason Roose for \$200.00.



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2. That the meeting of the City Council at which the sale and conveyance of the Property is to be considered shall be on July 13, 2009 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.
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 § 362.3 of the Iowa Code.
4. The proceeds from the sale of this property shall be deposited into the following account: Property Maintenance Endowment Fund, SP767, ENG980500.

Moved by Vlassis to adopt

APPROVED AS TO FORM:

Glenna K. Frank

Glenna K. Frank  
Assistant City Attorney

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

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.

T. M. Franklin Mayor

Diane Rauh City Clerk