

★ Roll Call Number
09-1695

Agenda Item Number
62

Date September 14, 2009

Page 1
34-2010-000 #280

HOLD HEARING FOR CONVEYANCE OF CITY-OWNED PROPERTY
LOCATED BETWEEN 1545 AND 1601 30TH STREET TO
C. RENEE ELLINGSON FOR \$75 (SOUTH PORTION)
AND TO NIA VASSILONIKOLIDAKIS FOR \$75 (NORTH PORTION)

WHEREAS, the City of Des Moines is the owner of excess property located between 1545 and 1601 30th Street which property is legally described below; and

WHEREAS, the conveyance of said City-owned real property located between 1545 and 1601 30th Street was solicited to adjoining property owners for sideyard use; and

WHEREAS, C. Renee Ellingson is the owner of property south of and abutting said City-owned property, and Nia Vassilonikolidakis is the owner of property north of and abutting said City-owned property, and both Ellingson and Vassilonikolidakis have offered to the City of Des Moines the purchase price of \$75.00 each for the purchase of the portion of such City-owned property that abuts their respective properties as more specifically described below, which purchase prices are the highest bids received and reflect the fair market value of the respective properties as determined by the City's Real Estate Division; and

WHEREAS, the City of Des Moines has no current or anticipated need for the property to be conveyed; and

WHEREAS, on August 24, 2009, by Roll Call No. 09- 1544, it was duly resolved by the City Council that the proposed conveyance of said real property located between 1545 and 1601 30th Street, be set down for hearing on September 14, 2009, 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:

DESCRIPTION REVIEWED

[Handwritten signature]
September 14, 2009

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 between 1545 and 1601 30th Street, more specifically described as follows and to the grantees and for the consideration listed below:

To: C. Renee Ellingson for \$75

The South 1/2 of Lot 16 Ingham's Second Addition, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

and

★ Roll Call Number
09-1695

Agenda Item Number
62

Date September 14, 2009

Page 2
34-2010-000 #280

To: Nia Vassilonikolidakis for \$75

The North 1/2 of Lot 16 Ingham's Second Addition, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

That the sale and conveyance of such City-owned property to C. Renee Ellingson for \$75 and Nia Vassilonikolidakis for \$75, together with payment by said grantees of the estimated publication and recording costs for these transactions, be and is hereby approved.

- 4. The Mayor is authorized and directed to sign the Offers to Purchase and Quit Claim Deeds for the conveyances as identified above, and the City Clerk is authorized and directed to attest to the Mayor's signature.
- 5. The City Clerk is authorized and directed to forward the originals of these Deeds, 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 Deeds, 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 Deeds and copies of the other documents to the grantese.
- 8. The proceeds from the sale of this property will be deposited into the following account: Property Maintenance Endowment Fund, SP767, ENG980500.

(Council Communication No. 09-655)

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		

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