

★ Roll Call Number
10-603

Agenda Item Number
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Date April 26, 2010

**SET HEARING FOR CONVEYANCE OF EXCESS CITY-OWNED PROPERTY
ADJOINING 3211 DELAWARE AVENUE TO DSDM, LLC FOR \$14,880**

WHEREAS, the City of Des Moines owns excess real property located east of 3211 Delaware Avenue ("Property), more particularly described below; and

WHEREAS, DSDM, LLC is the owner of property abutting said City-owned Property, and has offered to the City of Des Moines the purchase price of \$14,880 for the purchase of such Property in order to use it for expansion of and incorporation into their existing site, which conveyance will be subject to a no-build restriction over the eastern portion of the Property, and which price reflects the restricted fair market value of the property as currently estimated by the City's Real Estate Division; and

WHEREAS, there is no known current or future public need for the Property proposed to be sold and the City will not be inconvenienced by the sale of said Property.

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

1. The City Council of the City of Des Moines, Iowa proposes to sell the following described Property to DSDM, LLC for \$14,880:

The west 287.90 feet of the south 61.0 feet of Lot 26, Ovid Heights, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

2. A public hearing shall be held on May 10, 2010, 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 Section 362.3 of the Iowa Code.
4. The proceeds from the sale of this property shall be deposited into the following account: 2010-2011 CIP, Page Storm Water Improvements - 4, City-wide Storm Water Utility Projects, STE057.

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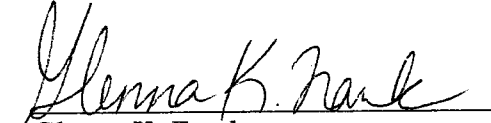
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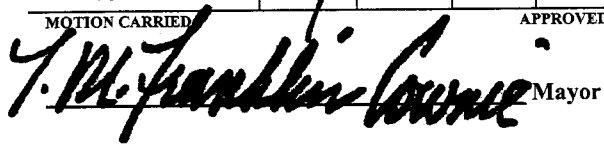
Moved by Coleman to adopt.

APPROVED AS TO FORM:


Glenna K. Frank
Assistant City Attorney

PCW

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


T. M. Franklin Cownie 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