



Roll Call Number

10-741

Agenda Item Number

49

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Date May 10, 2010

**CONTINUANCE OF 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 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, on April 26, 2010, by Roll Call No. 10-603, it was duly resolved by the City Council that the proposed conveyance of such Property be set down for hearing on May 10, 2010, at 5:00 p.m., in the City Council Chambers; and

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

WHEREAS, a continuance of the public hearing until the Council meeting on May 24, 2010, has been requested.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, that the public hearing for the sale and conveyance of excess City-owned property adjoining 3211 Delaware Avenue to DSDM, LLC be continued.

MOVED by Mahaffey to adopt and to continue the public hearing until May 24, 2010, at 5:00 p.m. in the Council Chambers.

APPROVED AS TO FORM:

Glenna K. Frank

Glenna K. Frank, Assistant City Attorney

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

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRISS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			

MOTION CARRIED

APPROVED

T. M. Franklin Mayor