

★ Roll Call Number

10-806

Agenda Item Number

22

Date May 24, 2010

**SET HEARING FOR CONVEYANCE OF A PERMANENT LANDSCAPE BUFFER  
EASEMENT ON CITY-OWNED AIRPORT PROPERTY AT 3901 SOUTHWEST  
42<sup>ND</sup> STREET TO SCOTT AND ROXANNE MCGLOTHLEN FOR \$1,173**

**WHEREAS**, the City of Des Moines is in the process of selling excess City-owned property purchased for airport purposes at 3901 Southwest 42<sup>nd</sup> Street; and

**WHEREAS**, the City of Des Moines has offered to allow the adjoining property owners to purchase 30-foot or 50-foot landscape buffer easements on this property before it is sold; and

**WHEREAS**, all sales of City-owned airport property are subject to review and approval by the Federal Aviation Administration, and such approval has been granted for this proposed sale; and

**WHEREAS**, the adjoining property owners have offered to the City of Des Moines the purchase price listed below for the purchase of such Permanent Landscape Buffer Easement, more specifically described below, which price reflects the fair market value of the easement as currently estimated by the City's Real Estate Division; and

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

**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 permanent landscape buffer easements on City-owned airport property at 3901 Southwest 42<sup>nd</sup> Street, more specifically described and for the consideration identified below:

To: Scott J. and Roxanne McGlothlen for \$1,173

A part of the North 50.0 feet of the South 1/2 of the Fractional Northwest 1/4 of Section 19, Township 78 North, Range 24 West of the 5<sup>th</sup> P.M. lying West and South of Southpark Plaza Plats 2 and 3, an Official Plat and lying North of Relocated McKinley Avenue, more particularly described as follows:

Being 50.0 feet of the South 1/2 of the Fractional Northwest 1/4 of said Section 19, lying South of and adjoining Lot 13, of said Southpark Plaza Plat 3, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

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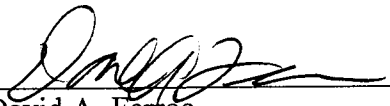
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2. A public hearing shall be held on June 14, 2010, at 5:00 p.m. in the City Council Chamber, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa. At that time the City Council will consider the above-described proposal and any other(s) submitted prior to or during the public hearing.
3. The Chief Deputy 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 these easements shall be deposited into the following account: 2010-11 Operating Budget, Page 25, Airport Operations, EN002.

Moved by Hensley to adopt.

APPROVED AS TO FORM:

  
 David A. Ferree  
 Assistant City Attorney

*PSW*

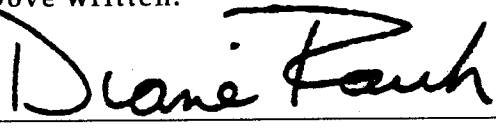
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			

MOTION CARRIED 7 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