

★ Roll Call Number

12. 1083

Agenda Item Number

13

Date July 9, 2012

**SET HEARING FOR CONVEYANCE OF EXCESS CITY-OWNED PROPERTY
LOCATED AT 1215 9th STREET TO RIVER BEND ASSOCIATION, INC. FOR \$336**

WHEREAS, the City owns excess real property locally known as 1215 9th Street ("Property"), which was originally acquired as part of the Top Value grocery store project generally located at 801 University Avenue; and

WHEREAS, on January 23, 2012, by Roll Call 12-0112, the City approved the sale of the former grocery store site to Des Moines Area Community College (DMACC) and CDT Investment, L.L.C. for redevelopment of a workforce center and proposed retail development; and

WHEREAS, the Property was not needed or requested for the redevelopment project undertaken by DMACC and CDT Investment, L.L.C. and thus was not sold as part of said transaction; and

WHEREAS, River Bend Association, Inc. has offered to the City of Des Moines the purchase price of \$336.00 for the purchase of such City-owned Property, more specifically described below, which price reflects the 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 real 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 real property locally known as 1215 9th Street, more specifically described and to the grantee and for the consideration identified below:

To: River Bend Association, Inc.

For: \$336.00

Legal Description: Except the South 30 feet, Lot 3 and all of Lot 4, North Park, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa

2. A public hearing regarding this proposal shall be held on July 23, 2012 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.

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- 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: Economic Development Enterprise Fund, SP743, CMO0980717, Page 56.

Moved by Hensley to adopt.

APPROVED AS TO FORM:

Glenna K. Frank

Glenna K. Frank
Assistant City Attorney

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|-----------------------------|----------|------|------|--------|
| COWNIE | 1 | | | |
| COLEMAN | 1 | | | |
| GRIESS | 1 | | | |
| HENSLEY | 1 | | | |
| MAHAFFEY | 1 | | | |
| MEYER | 1 | | | |
| MOORE | 1 | | | |
| TOTAL | 7 | | | |
| MOTION CARRIED | APPROVED | | | |
| <i>T. M. Franklin</i> 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