

Date May 6, 2013

**SET HEARING FOR CONVEYANCE OF THE  
VACATED NORTH/SOUTH 17<sup>TH</sup> STREET RIGHT-OF-WAY  
ADJOINING 1702 KEOSAUQUA WAY  
TO SPECTRUM RESOURCE PROGRAM FOR \$2,165**

**WHEREAS**, on May 17, 1982, by Roll Call No. 2061, City Council approved and adopted Ordinance No. 10,125 vacating a segment of 17<sup>th</sup> Street lying south of Keosauqua Way; and

**WHEREAS**, Spectrum Resource Program is the owner of the real property locally known as 1702 Keosauqua Way, which adjoins a City-owned portion of said vacated right-of-way as legally described below and locally known as Polk County District/Parcel No. 080/03984-000-000 ("Property"), and Spectrum Resource Program has offered to the City of Des Moines the purchase price of \$2,165 for the purchase of a fee simple interest in the Property, 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 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 legally described segment of 17<sup>th</sup> Street lying south of Keosauqua Way, locally known as Polk County District/Parcel No. 080/03984-000-000 and vacated by Ordinance No. 10,125, to Spectrum Resource Program for \$2,165.00, subject to reservation of easement for existing utilities:

ALL OF VACATED 17<sup>TH</sup> STREET RIGHT-OF-WAY BEING LOT C, LYNN DALE, AN OFFICIAL PLAT, LYING SOUTH OF THE SOUTH RIGHT-OF-WAY LINE OF KEOSAUQUA WAY AND NORTH OF A LINE BEGINNING AT THE NORTHWEST CORNER OF LOT 19, SAID LYNN DALE, THENCE WEST, 16.5 FEET ON THE WESTERLY PROJECTION OF THE NORTH LINE OF SAID LOT 19; THENCE NORTH 19.0 FEET; THENCE WEST 33.5 FEET TO THE EAST LINE OF LOT G, SAID LYNN DALE, 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 20, 2013 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: \$2,165, Fund: SP767, Org: ENG980500.

★ Roll Call Number

13-0717

Agenda Item Number

23

Date May 6, 2013

Moved by Mahaffey to adopt.

APPROVED AS TO FORM:

Glenna K. Frank
Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GRIESS, HENSLEY, MAHAFFEY, MEYER, MOORE, and TOTAL.

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

MOTION CARRIED APPROVED T. M. Franklin Council Mayor