



Roll Call Number

13-0892

Agenda Item Number

16

Date June 10, 2013

**SET HEARING FOR CONVEYANCE OF CITY-OWNED REAL ESTATE LOCATED
IN THE VICINITY OF U.S. HIGHWAY 65 AND THE SKUNK RIVER TO THE
POLK COUNTY CONSERVATION BOARD FOR \$75,000**

WHEREAS, on February 16, 1998, by Roll Call No. 98-416, the City Council approved acquisition of real property located in the vicinity of U.S. Highway 65 and the Skunk River, as more fully described below, for wetland mitigation purposes for the Airport Runway 5/23 Project; and

WHEREAS, it has been determined that this property is no longer needed by the City or by the Des Moines Airport Authority for wetland mitigation purposes; and

WHEREAS, Polk County, Iowa, acting through the Polk County Conservation Board, has offered to purchase the property described below from the City of Des Moines for the purchase price of \$75,000 in accordance with Iowa Code section 364.7; and

WHEREAS, there is no known current or future City or Des Moines Airport Authority need for the property proposed to be sold and the City will not be inconvenienced by the sale of the 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 excess real property located in the vicinity of U.S. Highway 65 and the Skunk River, more specifically described and to the grantee and for the consideration identified below:

To: Polk County, Iowa, acting through the Polk County Conservation Board

For: \$75,000

PART OF THE NORTHWEST ¼ OF THE SOUTHWEST ¼ OF SECTION 11, TOWNSHIP 80 NORTH, RANGE 22 WEST OF THE 5TH P.M., MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE EAST ¼ CORNER OF SECTION 10, TOWNSHIP 80 NORTH, RANGE 22 WEST OF THE 5TH P.M., SAID POINT ALSO BEING THE WEST ¼ CORNER OF SAID SECTION 11, THENCE SOUTH 89°59'36" EAST ALONG THE NORTH LINE OF SAID NORTHWEST ¼ OF THE SOUTHWEST ¼ OF SECTION 11, 40.25 FEET; THENCE SOUTH 42°37'02" EAST, 687.10 FEET; THENCE SOUTH 25°16'29" EAST, 776.34 FEET; THENCE SOUTH 43°18'14" WEST, 158.73 FEET TO A POINT ON THE SOUTH LINE OF SAID NORTHWEST ¼ OF THE SOUTHWEST ¼ OF SECTION 11; THENCE NORTH 89°59'17" WEST ALONG THE SOUTH LINE OF SAID NORTHWEST ¼ OF THE SOUTHWEST ¼ OF SECTION 11, 738.28 FEET TO THE SOUTHWEST CORNER OF SAID NORTHWEST ¼ OF SOUTHWEST ¼ OF SECTION 11; THENCE NORTH 0°26'30" EAST ALONG THE WEST LINE OF SAID NORTHWEST ¼ OF THE SOUTHWEST ¼ OF SECTION 11, 1,323.06 FEET TO THE POINT OF BEGINNING, ALL BEING IN AND FORMING A PART OF POLK COUNTY, IOWA, CONTAINING 16.214 ACRES, MORE OR LESS.

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2. A public hearing will be held on June 24, 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 Iowa Code Sections 362.3 and 364.7.
4. The proceeds from the sale of this property will be paid to the Des Moines Airport Authority.

Moved by Hensley to adopt.

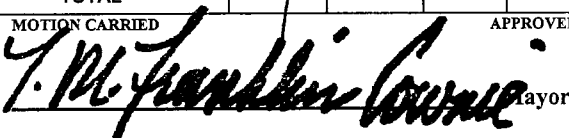
APPROVED AS TO FORM:


David A. Ferree, Assistant City Attorney

psw

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

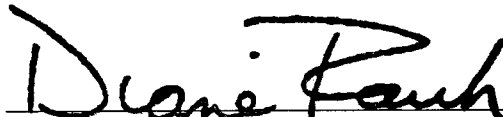
MOTION CARRIED 7 APPROVED


T. M. Franklin 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