

★ Roll Call Number

14-0566

Agenda Item Number

40

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Date April 7, 2014

**RESOLUTION CLOSING PUBLIC HEARING ON PROPOSED SALE OF  
CITY-OWNED PROPERTY AT 505 E. GRAND AVENUE TO  
505 EAST GRAND, LLC, FOR \$369,600**

**WHEREAS**, the City of Des Moines owns the Property at 505 E. Grand Avenue which is legally described below; and,

**WHEREAS**, 505 East Grand, LLC, represented by Jake Christensen, President, has offered the City of Des Moines a purchase price of \$369,600 for the purchase of the City-owned property at 505 E. Grand Avenue to redevelop the Property for retail and commercial uses; and,

**WHEREAS**, the proposed purchase price reflects the fair market value of the City parcel as currently estimated by the City's Real Estate Division; and,

**WHEREAS**, there is no known current or future public need for the City-owned real property proposed to be sold, and the City will not be inconvenienced by the sale and conveyance of the City parcel; and,

**WHEREAS**, on March 24, 2014 by Roll Call No. 14-0480, it was duly resolved by the City Council that the proposed conveyance of the City-owned real property be set down for hearing on April 7, 2014, at 5:00 p.m., in the City Council Chambers; and,

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

**WHEREAS**, all those interested in the proposed conveyance, both for and against, have been given an opportunity to be heard with respect thereto and have presented their views to the City Council.

**NOW THEREFORE, BE IT RESOLVED**, by the City Council of the City of Des Moines, Iowa, as follows:

1. Upon due consideration of the facts and statements of interested persons, any and all objections to the proposed conveyance of the City-owned real property, as described below, are hereby overruled and the hearing is closed.
2. There is no public need for the property at 505 E. Grand Avenue more specifically described below, and the public would not be inconvenienced by reason of the sale and conveyance such property to 505 East Grand, LLC, for \$369,600, and said conveyance is hereby approved:

( continued )

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The West 20 feet of Lot 3 and all of Lots 4 and 5, Block 18, East Fort Des Moines, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

3. The Mayor is authorized and directed to sign the Offer to Purchase and Special Warranty Deed for the conveyance as identified above, and the City Clerk is authorized and directed to attest to the Mayor's signature.
4. The City Clerk is authorized and directed to forward the original of the signed Deed, together with a certified copy of this resolution and of the affidavit of publication of the notice of this hearing, to the Real Estate Division of the Engineering Department for the purpose of causing said documents to be recorded upon proof of payment of the consideration.

(Council Communication No. 14- 155 )

MOVED by Gatto to adopt.

FORM APPROVED:

Roger K Brown  
Roger K. Brown, Assistant City Attorney  
G:\USERS\RKBrown\Rog Docs\Eco Dev\505 E Grand\RC Approve Sale.doc

*pon*

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MOORE	✓			
TOTAL	7			

MOTION CARRIED 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