

★ Roll Call Number

17-1732

Agenda Item Number

15

Date October 9, 2017

**ACCEPTANCE OF REAL ESTATE DOCUMENTS FROM FORREST AND ASSOCIATE, INC.
FOR VOLUNTARY ACQUISITION OF A PORTION OF 817 SW 9TH STREET FOR
DEDICATION OF SAID PROPERTY AS SW 9TH STREET RIGHT-OF-WAY**

WHEREAS, Forrest and Associate, Inc. owns property located at 817 SW 9th Street, a portion of which has been determined by the Polk County Auditor to be located within SW 9th Street right-of-way, and has offered to sell said property to the City of Des Moines for \$500.00 for dedication as SW 9th Street right-of-way, and the City's Real Estate Division recommends acceptance of this voluntary property acquisition.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the following documents conveying a fee simple property interest to the City, recommended for approval and acceptance by the Real Estate Division of the Engineering Department and on file in the office of the City Clerk, be and are hereby approved and accepted as follows:

Property Owner: Forrest and Associate, Inc.
Property Location: 817 SW 9th Street, Des Moines, Iowa 50316
Document Type: Offer to Purchase and Quit Claim Deed
Consideration: \$500.00 (Plus Closing Costs)
Legal Description: ALL THAT PART OF LOTS E AND H LYING WEST OF THE SOUTHERLY EXTENSION OF THE EAST LINE OF THE WEST 49 FEET OF LOT 9, ALL IN FACTORY ADDITION PLAT 2, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND CONTAINING APPROXIMATELY 700 SQUARE FEET.

That the Finance Director is authorized and directed to issue checks to pay any costs certified by the Legal Department and the Engineering Department, and the Real Estate Division Manager is authorized and directed to obtain the checks, if any, needed to carry out this transaction and to deliver them to the payee(s).

That the Real Estate Division of the Engineering Department is directed to obtain the Legal Department's review and approval of all closing documents prior to closing.

That the Chief Deputy City Clerk is hereby authorized and directed to endorse upon the Quit Claim Deed the approval and acceptance of this Council; the Mayor is authorized and directed to sign all necessary real estate documents associated with this acquisition; and the Chief Deputy City Clerk is further authorized and directed to deliver the aforementioned documents to the Real Estate Division Manager, who shall proceed to closing in accordance with standard real estate practices.

That, upon closing, the real property described in the attached Quit Claim Deed be and is hereby dedicated for use as public street right-of-way to be included as part of SW 9th Street.



Roll Call Number

17-1732

Agenda Item Number

15

Date October 9, 2017

(Council Communication No. 17-1732)

Moved by Hensley to adopt.

APPROVED AS TO FORM:

Lisa A. Wieland, Assistant City Attorney

rw

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

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

Y. M. ... Mayor