

★ Roll Call Number

20-0228

Agenda Item Number

17

Date February 10, 2020

**SET HEARING FOR APPROVAL OF DOCUMENTS FOR CONVEYANCE OF
EXCESS CITY-OWNED PROPERTY LOCATED EAST OF AND SOUTH OF
AND ADJOINING 2400 GEORGE FLAGG PARKWAY TO GROBEN WINE,
L.L.C. D/B/A JASPER WINERY FOR \$53,300.00**

WHEREAS, the City of Des Moines, Iowa, ("City") is the owner of certain excess real estate located east of and south of and adjoining 2400 George Flagg Parkway, Des Moines, Iowa, (hereinafter "Property"), more particularly described below; and

WHEREAS, Groben Wine, L.L.C. d/b/a Jasper Winery, owner of 2400 George Flagg Parkway, which property adjoins the subject Property, has offered to the City of Des Moines, Iowa, the purchase price of \$53,300.00 for the purchase of the Property in order to assemble said Property with its adjoining commercial business property, subject to a reservation of easements therein, and further subject to the reservation of a no-build restriction, which will be included in the Quit Claim Deed from City to Buyer, which price reflects the restricted fair market value of said Property as determined by the City's Real Estate Division; and

WHEREAS, the City has no known current or anticipated 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 certain City of Des Moines real estate located east of and south of and adjoining 2400 George Flagg Parkway, Des Moines, Iowa, as legally described, to the grantees, and for the consideration identified below, subject to a reservation of easements therein, and further subject to the reservation of a no-build restriction, which will be included in the Quit Claim Deed from City to Buyer:

Grantee: Groben Wine, L.L.C. d/b/a Jasper Winery

Consideration: \$53,300.00

Legal Description: THE SOUTH FIVE (5) FEET OF LOTS 2 AND 3, AND ALL OF LOTS 5, 6 AND 7, DEARTH PLACE, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND CONTAINING APPROXIMATELY 53,300 SQUARE FEET;

2. A public hearing shall be held on February 24, 2020 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.

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4. Non-project related land sale proceeds are used to support general operating budget expenses: Org – EG064090.

Moved by Gatto to adopt.

APPROVED AS TO FORM:

[Signature]

Lisa A. Wieland, Assistant City Attorney

am

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			
MOTION CARRIED		APPROVED		
[Signature] Mayor				

CERTIFICATE

I, P. KAY CMELIK, 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.

[Signature] City Clerk