



Roll Call Number

22-1874

Agenda Item Number

16

Date December 12, 2022

ACCEPTANCE OF REAL ESTATE DOCUMENTS FROM CFUM, LLC FOR VOLUNTARY ACQUISITION OF PROPERTY LOCATED AT 1600 9TH STREET FOR THE NORTH SIDE COMMUNITY RECREATION CENTER PROJECT, AND DEDICATION OF THE PROPERTY AS PARKLAND

WHEREAS, a fee interest in the property located at 1600 9th Street (“Property”) is needed by the City of Des Moines (“City”) for the North Side Community Recreation Center Project (“Project”); and

WHEREAS, CFUM, LLC has offered to voluntarily sell the property located at 1600 9th Street to the City for the purchase price of \$150,000.00, which is equal to the fair market value of said property, as determined by the City’s Real Estate Division; and

WHEREAS, the permanent property interests to be acquired for this project will be used as City parkland following acquisition thereof.

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

1. That the City’s voluntary purchase of property located at 1600 9th Street for the North Side Community Recreation Center Project in consideration of \$150,000.00 is hereby authorized and approved.
2. That the documents conveying real property to the City of Des Moines, as on file in the office of the City Clerk and as recommended for approval and acceptance by City staff, be and are hereby approved and accepted as follows:

Property Owner:	CFUM, LLC
Property Location:	1600 9 th Street, Des Moines, Iowa 50314
Document Type:	Voluntary Offer to Purchase Real Estate and Acceptance; Warranty Deed
Suggested Fair Market Value:	\$150,000.00 (Plus Closing Costs)

3. That the City Clerk is hereby authorized and directed to endorse upon the real estate documents for this Project the approval and acceptance of this Council, the Mayor is authorized and directed to sign all the necessary real estate documents, and the 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.
4. That the Finance Director is authorized and directed to issue checks in the amounts necessary to carry out the transaction and to pay any unforeseen additional costs certified by the Legal Department and the Engineering Department; the Real Estate Division Manager is authorized and directed to complete the transaction in accordance with standard real estate practices.
5. 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.



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6. That the permanent property interests acquired as part of the Project for the use as City parkland are hereby dedicated as such, with dedication effective upon recording of the Deed within the Polk County Recorder.

(Council Communication No. 22-559)

Moved by Gatto to adopt.

Second by Voss

APPROVED AS TO FORM:

/s/ Mackenzie L. Moreno
Mackenzie L. Moreno, Assistant City Attorney

Table with columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, GATTO, MANDELBAUM, SHEUMAKER, VOSS, WESTERGAARD, and TOTAL. Includes Mayor signature J. M. Frank.

I, Laura Baumgartner, 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.

Laura Baumgartner

City Clerk