

ORDINANCE NO. 14,763 _____

AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, and amended by Ordinance No. 14,094 passed June 3, 2002 by amending paragraph (e) of Section 2-201 thereof, relating to the powers and duties of the city manager to execute real estate documents on behalf of the city.

Be It Ordained by the City Council of the City of Des Moines, Iowa:

Section 1. That the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, and amended by Ordinance No. 14,094 passed June 3, 2002 is hereby amended by amending paragraph (e) of Section 2-201 relating to the powers and duties of the city manager to execute real estate documents on behalf of the city, as follows:

Sec. 2-201. Powers and duties.

(e) The city manager or his or her designee may, in his or her discretion, execute the following types of real estate documents for and on behalf of the city, provided that such documents have been reviewed and approved by the legal department:

- (1) Documents releasing tenant's interests, or involving other temporary property interests, including maintain vacancy agreements and rental agreements, in support of the construction, demolition, repair or replacement of public improvements, provided that the compensation paid by the city under such real estate documents does not exceed \$10,000.00;
- (2) Documents involving initial and renewal lease agreements for terms of less than three (3) years for the lease of city-owned property that is not needed for municipal purposes during the lease term; and

- (3) Acceptance of any deed, easement, covenant, or other interest in real estate conveyed to the city at no cost, as a condition of receiving city approval of any plat of survey, site plan or other development proposal.

Sec. 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:

Glenna K. Frank, Assistant City Attorney

T.M. Franklin Cownie, Mayor

Attest:

I, Diane Rauh, City Clerk of the City of Des Moines, Iowa, hereby certify that the above and foregoing is a true copy of an ordinance (Roll Call No. 08-805), passed by the City Council of said City at a meeting held May 5, 2008 signed by the Mayor on May 5, 2008 and published as provided by law in the Business Record on May 19, 2008. Authorized by Publication Order No.6081.

Diane Rauh, City Clerk