

July 10, 2006

Date

RESOLUTION SETTING DATE OF HEARING FOR SALE OF CITY OWNED PROPERTY IN THE VICINITY OF MARTIN LUTHER KING JR. PARKWAY AND HIGH STREET

WHEREAS, on June 4, 2001, by Roll Call No. 01-1767, the City Council of the City of Des Moines approved the Fair Market Value of 2103 Ingersoll Avenue and authorized the acquisition for the North-South Segment of the Martin Luther King Jr. Parkway Project; and

WHEREAS, the Real Estate Division of the Engineering Department did negotiate the purchase of this land and the purchase was completed on September 1, 2001 and provided, in part, for the sale of excess property not needed for the Martin Luther King Jr. Parkway, subject to approval by the City Council in accordance with Iowa Code Section 364.7; and

WHEREAS, on July 14, 2003 by Roll Call No. 03-1646, the City Council approved the sale of a portion of such excess property in the vicinity of Ingersoll Avenue, Martin Luther King Jr. Parkway and High Street to Knapp Properties, Inc. for development of a medical clinic and for residential development; and

WHEREAS, Hubbell Realty Company has offered to purchase the remaining portion of such excess property for the purchase price of \$124,740.00 for residential development.

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

- 1. The City of Des Moines proposes to sell the property in the vicinity of Martin Luther King Jr. Parkway and High Street specifically described as follows, to Hubbell Realty Company for a purchase price of \$124,740.00:

ALL THAT PART OF LOT 8 IN THE OFFICIAL PLAT OF THE SOUTHWEST 1/4 OF SECTION 5, TOWNSHIP 78 NORTH, RANGE 24 WEST OF THE 5TH P.M., ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE POINT OF INTERSECT OF THE PRESENT SOUTH RIGHT-OF-WAY LINE OF HIGH STREET AND THE EAST LINE OF SAID LOT 8; THENCE SOUTH 89° (DEGREES) 50' (MINUTES) 10"(SECONDS) WEST (ASSUMED BEARING FOR THE PURPOSE OF THIS DESCRIPTION) ON THE PRESENT SOUTH RIGHT-OF-WAY LINE OF HIGH STREET, 287.65 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 00°06'49" EAST, 209.70 FEET; THENCE SOUTH 89°54'10" WEST, 119.62 FEET; THENCE

DESCRIPTION APPROVED
[Signature]
7/10/06 09:00

Date July 10, 2006

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NORTH 00°12'50" EAST, 209.55 FEET TO THE PRESENT SOUTH RIGHT-OF-WAY LINE OF HIGH STREET; THENCE NORTH 89°50'10" EAST ON THE PRESENT SOUTH RIGHT-OF-WAY LINE OF HIGH STREET, 118.42 FEET TO THE POINT OF BEGINNING.


BY SURVEY CONTAINING 24,948 SQUARE FEET, OR 0.57 ACRE.

2. That the meeting of the City Council at which a hearing on consideration of the sale and conveyance of such real estate shall be on July 24, 2006, said hearing to be held at 5:00 p.m., in the Council Chamber at City Hall.

3. That the City Clerk is hereby authorized and directed to publish notice of said proposal in the form hereto attached at least 4, and not more than 20 days prior to the hearing, all in accordance with Iowa Code Section 362.3.

MOVED by _____ to adopt.

FORM APPROVED:



 Lawrence R. McDowell
 Deputy City Attorney

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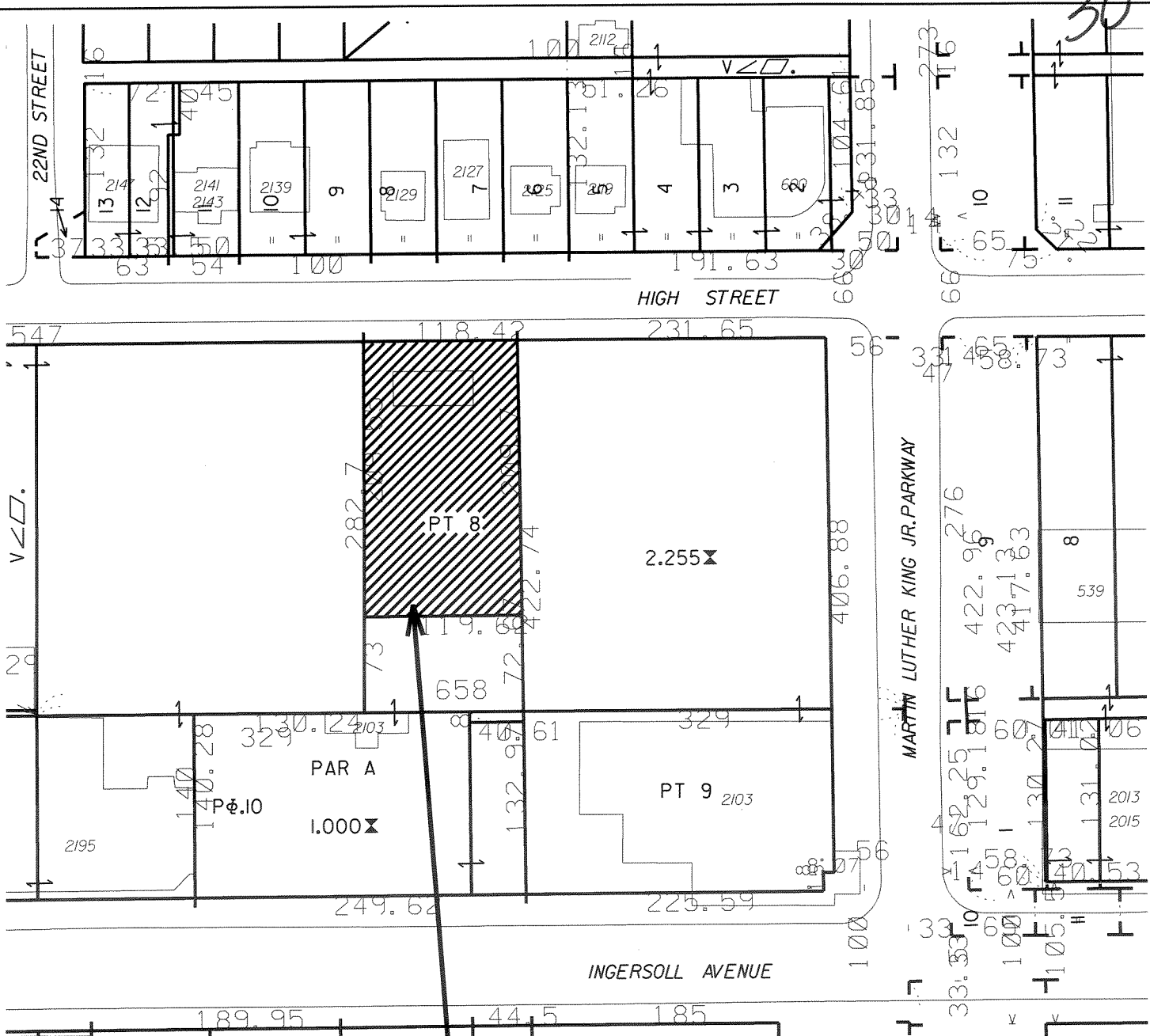
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BROOKS				
COLEMAN				
HENSLEY				
MAHAFFEY				
KIERNAN				
VLISSIS				
TOTAL				
MOTION CARRIED		APPROVED		
.....Mayor				

CERTIFICATE

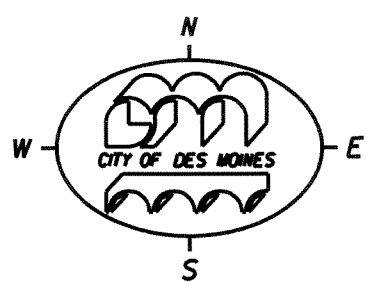
I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

 City Clerk



**PROPERTY
LOCATION**



**PROPERTY DISPOSITION
2103 INGERSOLL AVENUE
LOT C
ACTIVITY I.D. 34-2007-007**