

Date July 10, 2006

AUTHORIZATION AND APPROVAL OF REAL ESTATE CONTRACT FOR PROPERTY LOCATED IN THE VICINITY OF SW MCKINLEY AVENUE BETWEEN SW 42ND STREET AND SW 56TH STREET FROM THE CLAIRE F. CARLSON MARITAL TRUST AND THE CLAIRE F. CARLSON FAMILY TRUST IN THE AMOUNT OF \$5,900,000 FOR THE AIRPORT 13R/31L RUNWAY PROJECT

WHEREAS, on, June 19, 2006, by Roll Call No. 06-1205, the City Council set the date of July 10, 2006, for a meeting to receive objections to and to discuss and take additional action concerning the authorization of a proposed Purchase Agreement between the City of Des Moines and the Claire F. Carlson Marital Trust and the Claire F. Carlson Family Trust to acquire property located in the vicinity of SW McKinley Avenue between SW 42nd Street and SW 56th Street, for a total purchase price of \$5,900,000 to be paid in two installments; and

WHEREAS, proper notice setting forth the day and time of the meeting was published in the Des Moines Register as provided by law; and

WHEREAS, in accordance with the notice residents and property owners of the city were given the opportunity to make oral or written objections to the proposed agreement; and

WHEREAS, the Council has received and considered all objections made to the proposed agreement; and

WHEREAS, it is deemed necessary and advisable that the City of Des Moines, Iowa, provide for the authorization to undertake the said Purchase Agreement in the amount of \$5,900,000, as authorized by Section 384.24A(5) and 384.83 of the Iowa Code, as amended, for the foregoing public purposes.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the Purchase Agreement for the property located in the vicinity of SW McKinley Avenue between SW 42nd Street and SW 56th Street, on file with the City Clerk's Office, is hereby authorized and approved and the Mayor is hereby authorized and directed to sign the Purchase Agreement on behalf of the City and the City Clerk is hereby directed to attest to his signature and to deliver the fully executed Purchase Agreement to the Real Estate Division Manager.

COUNCIL COMMUNICATION NO. (06 - 420)

Moved by _____ to adopt.

APPROVED AS TO FORM: 
David A. Ferree, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BROOKS				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
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

