

.....  
**Date** ..... December 3, 2007 .....

.....  
Forest Ave Urban Renewal – King Irving - Disposition

**APPROVING CONVEYANCE OF CITY-OWNED PROPERTY AT 1307 CLARK STREET  
TO JACK DELEON CONSTRUCTION, INC. FOR \$1.00**

**WHEREAS**, on October 24, 2005 by Roll Call No. 05-2584, the City Council of the City of Des Moines adopted the Forest Avenue Urban Renewal Plan; and

**WHEREAS**, on September 11, 2006 by Roll Call No. 06-1810, the City Council of the City of Des Moines adopted the Amended Forest Avenue Urban Renewal Plan; and

**WHEREAS**, on April 9, 200 by Roll Call No. 07-636, the City Council of the City of Des Moines established fair market value and authorized voluntary acquisition for property located at 1307 Clark Street for the Forest Avenue Urban Renewal Project; and

**WHEREAS**, on, November 19, 2007, by Roll Call No. 07-2197, it was duly resolved by the City Council that the proposed conveyance of real property at 1307 Clark Street, be set down for hearing on December 3, 2007, at 5:00 p.m., in the City Council Chambers; and

**WHEREAS**, due notice of said proposal to convey this public real property was given as provided by law, setting forth the time and place for hearing on said proposal; and

**WHEREAS**, in accordance with City Council direction, those interested in this proposed conveyance, both for and against, have been given an opportunity to be heard with respect thereto and have presented their views to the City Council; and,

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

1. Upon due consideration of the facts and statements of interested persons, the objections to the proposed conveyance of this property as described below are hereby overruled and the hearing is closed.
2. There is no public need for the property described below and the public would not be inconvenienced by reason of the conveyance of this property at 1307 Clark Street, more specifically described as follows:

The South 1/3 of the West 36.0 feet of Lot 11, Block 2, LAYMAN'S THIRD ADDITION, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

3. That the sale and conveyance of such right-of-way to Jack DeLeon Construction, Inc. for \$1.00 together with payment by such grantee of the estimated publication and recording costs for this transaction, be and is hereby approved:
4. The Mayor is authorized and directed to sign the Deed for the conveyance as identified above, and the City Clerk is authorized and directed to attest to the Mayor's signature.

★ **Roll Call Number**

**Agenda Item Number**

**41A**

Forest Ave Urban Renewal – King Irving - Disposition

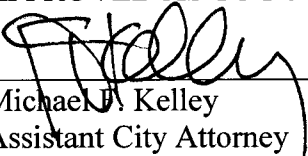
**Date** December 3, 2007

5. The City Clerk is authorized and directed to forward the original of this Deed, together with a certified copy of this resolution and of the affidavit of publication of the notice of this hearing, to the Real Estate Division of the Engineering Department for the purpose of causing said documents to be recorded.
6. The Real Estate Division Manager is authorized and directed to forward the original of the Deed, together with a certified copy of this resolution and of the affidavit of publication of the notice of this hearing, to the Polk County Recorder's Office for the purpose of causing these documents to be recorded.
7. Upon receipt of the recorded documents back from the Polk County Recorder, the Real Estate Division Manager shall mail the original of the Deed and copies of the other documents to the grantees.

(Council Communication No. 07-\_\_\_\_\_)

Moved by \_\_\_\_\_ to adopt.

APPROVED AS TO FORM:

  
 \_\_\_\_\_  
 Michael J. Kelley  
 Assistant City Attorney

*BSW*

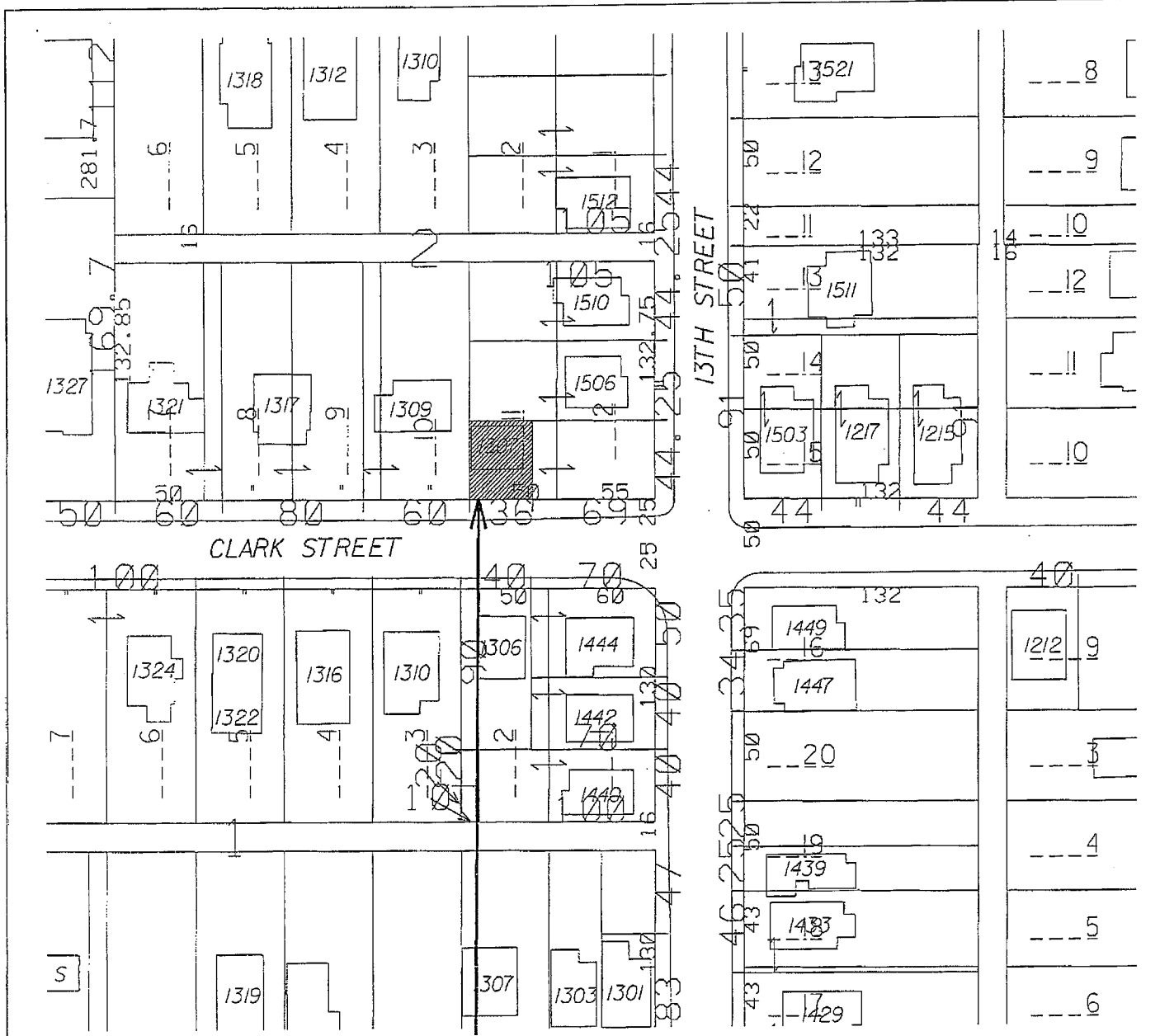
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
KIERNAN				
HENSLEY				
MAHAFFEY				
MEYER				
VLAŠSIS				
<b>TOTAL</b>				
MOTION CARRIED			APPROVED	
_____ Mayor				

**CERTIFICATE**

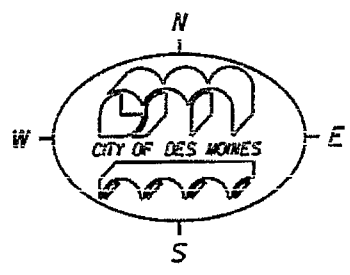
I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

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

\_\_\_\_\_ City Clerk



PROPERTY  
LOCATION



1307 CLARK STREET  
FOREST AVENUE URBAN RENEWAL  
ACTIVITY I.D. 32-2007-047