

Date December 4, 2006

HOLD HEARING FOR THE CONVEYANCE OF CITY-OWNED PROPERTY ADJOINING 1920 WASHINGTON AVENUE TO RICKY AND NU HAINES FOR \$150

WHEREAS, on July 24, 2006, by Roll Call No. 06-1451, the City Council adopted a recommendation from the City Plan and Zoning Commission that a portion of land acquired for the widening of Martin Luther King Jr. Parkway, adjoining 1920 Washington Avenue, hereinafter more fully described, be sold; and

WHEREAS, on November 20, 2006, by Roll Call No. 06-2297, it was duly resolved by the City Council that the proposed conveyance of City-owned property adjoining 1920 Washington Avenue, be set down for hearing on December 4, 2006, 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.

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 City-owned property adjoining 1920 Washington Avenue, more specifically described as follows:

The East 60.0 feet of Lots 4 and 5, Grace Place Subdivision, an Official Plat, 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 Ricky and Nu Haines for \$150, together with payment by such grantees 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 Offer to Purchase and Quit Claim Deed for the conveyance as identified above, and the City Clerk is authorized and directed to attest to the Mayor's signature.
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,

DESCRIPTION AS REQUIRED
[Handwritten signature]
12/15/06

★ Roll Call Number

Agenda Item Number

50

Dispositions - Haines: Page 2

Date December 4, 2006

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.
8. The proceeds from the sale of this property will be deposited into the following account: 2006-07 Operating Budget, Page 310, Property Maintenance, SP767.

(Council Communication No. 06-757)

Moved by _____ to adopt.

APPROVED AS TO FORM:

Ann DiDonato
 Ann DiDonato
 Assistant City Attorney

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

