

Date October 8, 2018

**SET HEARING FOR APPROVAL OF DOCUMENTS FOR CONVEYANCE OF A
PORTION OF EXCESS CITY-OWNED PROPERTY LOCATED AT 2607
SUNSET ROAD TO 205 LAND INVESTMENTS, L.L.C. FOR \$1,332.00**

WHEREAS, the City of Des Moines, Iowa, (“City”) is the owner of certain excess real estate locally known as 2607 Sunset Road, Des Moines, Iowa, (hereinafter “Property”), more particularly described below, which property was acquired in 1994 as part of the FEMA 1993 Flood Mitigation Buyout – City-wide Project; and

WHEREAS, on April 25, 2017 the City received notification from the U.S. Department of Homeland Security’s Federal Emergency Management Administration (FEMA) that the City’s request to proceed with the sale and redevelopment of the properties acquired for the FEMA 1993 Flood Mitigation Buyout – City-wide Project was approved; and

WHEREAS, 205 Land Investments, L.L.C., owner of 2611 Sunset Road, which property adjoins the Property, has offered to the City of Des Moines, Iowa, the purchase price of \$1,332.00 for the purchase of the western 3 feet of said Property in order to mitigate an existing building encroachment, subject to a reservation of easements therein, which price reflects the fair market value of said Property as determined by the City’s Real Estate Division; and

WHEREAS, the City has no known current or anticipated public need for the Property proposed to be sold and the City will not be inconvenienced by the sale of said Property.

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

1. The City Council of the City of Des Moines, Iowa, proposes to sell a portion of certain City of Des Moines real estate locally known as 2607 Sunset Road, Des Moines, Iowa, as legally described, to the grantees, and for the consideration identified below, subject to a reservation of easements therein:

Grantee: 205 Land Investments, L.L.C.

Consideration: \$1,332.00

Legal Description:

THE WEST 3 FEET OF LOT 76, VALLEY GARDENS, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND CONTAINING APPROXIMATELY 666 SQUARE FEET.

2. A public hearing shall be held on October 22, 2018, at 5:00 p.m. in the City Council Chamber, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa. At that time the City Council will consider the above-described proposal and any other(s) submitted prior to or during the public hearing.

3. The City Clerk is hereby authorized and directed to publish notice of said proposal and hearing in the form hereto attached, all in accordance with Section 362.3 of the Iowa Code.

Date October 8, 2018

4. Non-project related land sale proceeds are used to support general operating budget expenses: Org – EG064090.

Moved by _____ to adopt.

APPROVED AS TO FORM:



Lisa A. Wieland, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
COLEMAN				
GATTO				
GRAY				
MANDELBAUM				
WESTERGAARD				
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

EXHIBIT A

VALLEY GARDENS

LOT 76

NORTH LINE
OF LOT 76

3 FT

WEST LINE
OF LOT 76


SOUTH LINE
OF LOT 76

2607
Sunset
Rd

Sunset Rd



Legend

 AREA TO BE CONVEYED