

★ Roll Call Number  
14-0842

Agenda Item Number  
16

Date June 9, 2014

**ACCEPTANCE OF REAL ESTATE DOCUMENTS FROM BRUCE W. DAVIDSON  
FOR VOLUNTARY ACQUISITION OF PROPERTY AT  
1220 SHAW STREET FOR THE SE CONNECTOR PROJECT**

**WHEREAS**, on March 7, 2005, by Roll Call No. 05-530, the City Council approved the execution of an Iowa Department of Transportation Agreement for the SE Connector Project; and

**WHEREAS**, on April 25, 2005, by Roll Call No. 05-969, the City Council of the City of Des Moines authorized the acquisition, by gift, negotiation, or condemnation, of the right-of-way required to construct a portion of the SE Connector Project from SW 2<sup>nd</sup> Street to SE 14<sup>th</sup> Street; and

**WHEREAS**, Bruce W. Davidson owns the property locally known as 1220 Shaw Street and has offered to sell said property to the City of Des Moines for the SE Connector Project, and the City's Real Estate Division recommends voluntary acquisition of the property for said Project; and

**WHEREAS**, the City's Real Estate Division suggests the amount listed below as fair market value for said property, based on an independent appraisal and negotiated settlement with the property owner.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Des Moines, Iowa, that the attached documents conveying a fee simple property interest to the City, recommended for approval and acceptance by the Real Estate Division of the Engineering Department, be and are hereby approved and accepted as follows:

Property Owner:	Bruce W. Davidson
Property Location:	1220 Shaw Street, Des Moines, Iowa 50317
Document Type:	Offer to Purchase Real Estate and Acceptance; Warranty Deed
Consideration:	\$150,000 (Plus Closing and Relocation Costs)

That the Finance Director is authorized and directed to issue checks to pay any costs certified by the Legal Department and the Engineering Department, and the Real Estate Division Manager is authorized and directed to obtain the checks, if any, needed to carry out this transaction and to deliver them to the payee(s).

That the Real Estate Division of the Engineering Department is directed to obtain the Legal Department's review and approval of all closing documents prior to closing.

That the City Clerk is hereby authorized and directed to endorse upon the Deed the approval and acceptance of this Council; the Mayor is authorized and directed to sign all necessary real estate documents associated with this acquisition; and the City Clerk is further authorized and directed to deliver the aforementioned documents to the Real Estate Division Manager, who shall proceed to closing in accordance with standard real estate practices.



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(Council Communication No. 14-264)

Moved by Hensley to adopt.

APPROVED AS TO FORM:

Glenna K. Frank, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MOORE	✓			
TOTAL	7			

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.

T. M. ... Mayor

Diane Rauh City Clerk