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COMMUNITY DEVELOPMENT

Planning,
Zoning,
Building Safety,
Construction Inspection Services,
Public Health,
Housing Inspections,
Code Enforcement

MEMORANDUM

To: Mayor and City Council Members
Cc: Gregg Mandsager, City Administrator
From: Steven Boka, Director of Community Development
Date: April 16, 2012
Re: Resolution Approving the Sale of Public Property

INTRODUCTION: On September 6, 2007 the City entered into an Agreement for the Lease and Conveyance of Real Property with the Adjutant General of Iowa on behalf of and as Chairman of the Iowa Armory Board (public document no. 90255) which granted the state a long term lease of 17.276 acres of real estate located in the southeast portion of the Muscatine Municipal Airport in exchange for the current National Guard Armory property and buildings located at 1421 Park Avenue.

BACKGROUND: The existing building and property located at 1421 Park Avenue was accepted by the City Council on March 15, 2012. The City Council subsequently resolved to dispose of the property and established the process for its transfer and sale. To that end, a notice was published inviting interested parties to submit an initial qualifying proposal by April 11th. A single qualifying bid was received from Kum & Go, L.C. of Des Moines in the amount of \$350,000.00.

RECOMMENDATION/RATIONALE: It is recommended that the City Council adopt the attached resolution approving the sale and transfer of the city owned property located at 1421 Park Avenue Kum & Go, L.C. of West Des Moines, Iowa in the amount of \$350,000.00. It is further recommended that the City Council approve the attached Resolution approving the Executed Deed for the property.

BACKUP INFORMATION:

1. Resolution Approving the Sale
2. Resolution Approving the Executed Deed
3. Special Warranty deed

Prepared by Steven Boka, 215 Sycamore Street, Muscatine, Iowa 52761 563.262.4141

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE SALE OF CITY PROPERTY

WHEREAS, a Resolution was adopted by the City Council of Muscatine, Iowa, on April 19, 2012, concerning the proposed sale of the City's rights, title, and interest in and to the real property described in the copy of the deed attached to this Resolution and incorporated by reference; and

WHEREAS, the Resolution provided that notice of intention to vacate and transfer the real property should be given by publication of a Public Notice as required by law; and

WHEREAS, the Resolution provided for a public hearing on the proposed sale of real property, and such public hearing has been held; and

WHEREAS, the City Council finds the sale of the real property will serve the public interest and has approved the sale of the real property;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MUSCATINE, IOWA, as follows:

1. The City of Muscatine, Iowa, will sell and convey its rights, title, and interest in and to the real property described in the copy of the deed attached to this Resolution marked Exhibit A to Kum & Go, L.C. of West Des Moines, Iowa for \$350,000.00.
2. A deed in the name of the City of Muscatine, Iowa, will be signed by the Mayor and attested by the City Clerk; and will be substantially the same form as the copy of the deed attached to this Resolution.
3. The deed will be delivered to the Buyers upon full payment of the purchase price.
4. Any Resolution or part thereof in conflict or inconsistent with this Resolution is repealed.

PASSED, APPROVED, AND ADOPTED this 19th day of April, 2012.

**CITY COUNCIL OF THE CITY OF
MUSCATINE, IOWA**

(SEAL)

DeWayne Hopkins, Mayor

ATTEST:

Gregg Mandsager, City Clerk