

## RESOLUTION

### **A RESOLUTION AUTHORIZING THE CONVEYANCE OF PROPERTY FROM THE CITY OF ANKENY TO THE IOWA DEPARTMENT OF TRANSPORTATION TO FACILITATE THE RECONSTRUCTION OF THE INTERSTATE 35 / EAST FIRST STREET INTERCHANGE AND INTERSTATE 35 WIDENING**

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**WHEREAS**, the Iowa Department of Transportation (Iowa DOT) has programmed the reconstruction of the East First Street / Interstate 35 interchange and the widening of Interstate 35 from East First Street to NE 36<sup>th</sup> Street for the 2018, 2019 and 2020 construction seasons; and

**WHEREAS**, in order to complete the construction improvements, various parcels of property will need to be acquired along Interstate 35, East First Street and SE Creekview Drive; and

**WHEREAS**, one of the said parcels needed for the project is the north portion of a property owned by the City of Ankeny located along the south side of East First Street between SE Frisk Drive and SE Creekview Drive; and

**WHEREAS**, the Iowa DOT has designated this parcel consisting of 20,700 square feet as Iowa DOT Parcel No. 64; and

**WHEREAS**, a public hearing on said property conveyance was held on the 20<sup>th</sup> day of March, 2017 pursuant to the notice published as required by law; and

**WHEREAS**, this Council, having heard all comments for and against said conveyance, determines that the conveyance should be approved.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Ankeny, Iowa, hereby approves the conveyance to the Iowa DOT of said Parcel No. 64 described as follows:

A parcel of land located in a part of the Northeast 1/4 of the Northwest Fractional 1/4, Section 19, Township 80 North, Range 23 West of the 5th P.M., now included in and forming a part of the City of Ankeny, Polk County, Iowa, more particularly described as follows:

Commencing at the North 1/4 Corner of said Section 19; thence North 89°36'49" West along the North line of said Northwest Fractional 1/4, a distance of 33.00 feet; thence South 00°31'42" East, 85.00 feet to a point on the South right-of-way line of East First Street and to the Point of Beginning; thence continuing South 00°31'42" East along the West right-of-way of SE Frisk Drive, 40.00 feet; thence North 89°36'49" West, 510.36 feet to a point on the East line of Parcel "D" of said Section 19 as recorded in Book 7420 Page 614, Polk County Recorder's Office; thence North 20°04'56" West along said East line, 42.70 feet to said South right-of-way line of East First Street; thence South 89°36'49" East along said South right-of-way, 524.66 feet to the Point of Beginning and containing 0.48 acres (20,700 s.f.).

**BE IF FURTHER RESOLVED** that the Mayor and City Clerk are hereby authorized and directed to execute and deliver a quit claim deed conveying the aforesaid property to the Iowa Department of Transportation.

**PASSED AND APPROVED** this 20<sup>th</sup> day of March, 2017.

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Gary Lorenz, Mayor

ATTEST:

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Pamela DeMouth, City Clerk