

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

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 36th 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 consists of a small area of NE 18th Street right-of-way adjacent to the west side of the interstate, which has been designated by the Iowa DOT as Parcel No. 29C; and

WHEREAS, the second of the said parcels consists of a permanent recreational trail easement located on the north side of East First Street adjacent to Heritage Park, which has been designated by the Iowa DOT as Parcel No. 58; and

WHEREAS, a public hearing on the said property conveyances was held on the 20th 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 by the City Council of the City of Ankeny, Iowa, approves the conveyances to the Iowa DOT of said Parcel No. 29C and Parcel No. 58 each described as follows:

Parcel 29C:

Parcel 29C, a parcel of land located in part of parcel "I" of the Northwest Fractional 1/4 of the Northwest Fractional 1/4 of Section 18, Township 80 North, Range 23 West of the 5th P. M. recorded in Book 116 Page 280 in the Polk County Recorder's office, now included in and forming a part of the City of Ankeny, Polk County, Iowa, more particularly described as follows:

Commencing at a corner on the east line of parcel "H" of the Northwest Fractional 1/4 of the Northwest Fractional 1/4 of said Section 18, recorded in Book 11672, Page 280 in the Polk County Recorder's office; thence south 18°35'08" west along the east line of said parcel "H" and along the east line of said parcel "I", 122.42 feet to the point of beginning; thence continuing south 18°35'08" west along said east line of parcel "I", 38.62 feet to the southeast corner of a Warranty Deed recorded in Book 12473, Page 845-846 in the Polk County Recorder's office; thence south 86°38'13" west along the south line of said Warranty Deed recorded in Book 12473, Page 845-846, a distance of 3.95 feet; thence north 23°48'02" east, 40.27 feet to the point of beginning and containing 71 s.f.

Parcel 58:

Parcel 58, a parcel of land located in a part of the Southeast 1/4 of the Southwest Fractional 1/4, Section 18, 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 South 1/4 Corner of said Section 18; thence north 89°36'49" west along the south line of said Southwest Fractional 1/4 of Section 18, a distance of 45.00 feet; thence north 00°31'33" east, 40.00 feet to the north right-of-way line of east first street (NE 94th avenue) and to the point of beginning; thence north 89°36'49" west along said north right-of-way line, 283.43 feet; thence north 00°19'33" east, 10.00 feet; thence south 89°36'49" east, 283.46 feet to the west right-of-way line of NE Frisk Drive; thence south 00°31'33" west along said west right-of-way line, 10.00 feet to the point of beginning and containing 0.07 acres (2,834 s.f.).

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

PASSED AND APPROVED this 20th day of March, 2017.

Gary Lorenz, Mayor

ATTEST:

Pamela DeMouth, City Clerk