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CITY ADMINISTRATOR

MEMORANDUM

To: Mayor and City Council Members
From: Gregg Mandsager, City Administrator
Date: July 18, 2016
Re: Property Purchase for MDCP

INTRODUCTION: The City continues to undertake necessary steps to permit the final design and construction of the Mississippi Drive Corridor Project (MDCP).

BACKGROUND: In advance of the final design and engineering, the City will acquire property that is deemed appropriate and/or necessary for the Project.

RECOMMENDATION/RATIONALE: A vacant property located adjacent to the 200 Block of Green Street has recently become available and the City has negotiated a proposed purchase with the owner of record. To that end, the City Council is requested to consider and act on the attached resolution authorizing the purchase of the property and accepting a Quit Claim Deed for the same.

BACKUP INFORMATION:

1. Resolution

**A RESOLUTION APPROVING THE PURCHASE OF REAL
ESTATE AND ACCEPTING A QUIT CLAIM DEED TO THE CITY
OF MUSCATINE**

WHEREAS, The City of Muscatine is acquiring real estate that will be used for public roadway improvements related to the Mississippi Drive Corridor Project; and

WHEREAS, The City has negotiated the purchase of real estate for that purpose; legally described in **EXHIBIT A** attached hereto and made a permanent part hereof; and

WHEREAS, The City has agreed to the purchase price of twenty five thousand dollars (\$25,000.00) for said property;

NOW, THEREFORE, BE IT RESOLVED by the City Council for the City of Muscatine that the City hereby agrees to the purchase price of said real estate as set out herein for the real estate and does hereby accept a Quit Claim Deed for the real estate as agreed.

PASSED, APPROVED AND ADOPTED this 21st day of July, 2016.

BY THE CITY COUNCIL OF THE
CITY OF MUSCATINE, IOWA

Attest:

Diana Broderson, Mayor

Gregg Mandsager, City Clerk

EXHIBIT A

Legal Description

A part of Lot Two (2), otherwise known as Out Lot Two (2), in the Subdivision of parts of Sections Two (2) and Three (3), in Township Seventy-six (76) North, Range Two (2) West of the Fifth (5th) Principal Meridian, in the City of Muscatine, Iowa, described as follows:

Commencing at a point on the Easterly line of said Lot Two (2), two hundred ninety (290) feet from the Southerly line of Hershey Avenue in said City; thence Westerly and parallel to said Southerly line of Hershey Avenue to the present Easterly line of Green Street in said City; thence in a Southerly direction along the said present Easterly line of Green Street, a distance of three hundred thirty-five (335) feet to the true point of beginning; thence Easterly and parallel to said Southerly line of Hershey Avenue, a distance of one hundred twenty-eight (128) feet; thence Northerly and parallel to said present Easterly line of Green Street, a distance of one hundred forty-five (145) feet; thence Westerly and parallel to said Southerly line of Hershey Avenue, a distance of one hundred twenty-eight (128) feet to said present Easterly line of Green Street; thence in a Southerly direction along said present Easterly line of Green Street, a distance of one hundred forty-five (145) feet to the true point of beginning.

Together with a non-exclusive consent to use for ingress and easement or egress over the following described adjoins the property first at the Southwest corner:

Beginning at the true point of beginning of the property first described above; thence Westerly and parallel to the Southerly line of Hershey Avenue to the curb line of the present paved portion of Green Street; thence Southwesterly along said curb line of the paved portion of Green Street fifteen (15) feet, more or less, to the point where the Southwesterly property line of the property adjoining that first described above on the South extended intersects said curb line; thence Northeasterly to the true point of beginning.

Subject to a non-exclusive easement or consent to use for ingress and egress over the following described property which adjoins the property first described above at its Southwest corner:

Beginning at the true point of beginning of the property first described above; thence Westerly and parallel to the Southerly line of Hershey Avenue to the curb line of the present paved portion of Green Street; thence Northerly along the East curb line of said paved portion of Green Street fifteen (15) feet; thence Southeasterly in a straight line to the true point of beginning.

Subject also to an unrecorded easement for an electric power line across the Southerly side of the property first described above as said power line is presently located.