



Roll Call Number

24-0651

Agenda Item Number

17

Date May 6, 2024

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SET HEARING FOR APPROVAL OF DOCUMENTS FOR VACATION OF THE NORTH/SOUTH ALLEY ADJOINING 811 ROOSEVELT AVENUE AND CONVEYANCE TO CENTRAL IOWA HOSPITAL CORPORATION FOR \$3,800.00

WHEREAS, On December 3, 1979, by Ordinance No. 9668, the City Council of the City of Des Moines, Iowa vacated (except the north 120 feet) the north/south alley lying south of the westerly extension of the north line of Lot 49, and lying north of the north line of Lot 37; and

WHEREAS, Central Iowa Hospital Corporation has requested the vacation and partial conveyance of the remaining portion of the north/south alley right-of-way, subject to reservation of any necessary easements for all existing utilities in place until such time that they are abandoned or are relocated, which request was not presented to the City’s Plan and Zoning Commission for review and has instead been determined by the City’s Traffic Engineer to have no significant impact upon the public use of the right-of-way, in accordance with Municipal Code 102-286(b); and

WHEREAS, Central Iowa Hospital Corporation, the owner of 811 Roosevelt Avenue, has offered to the City of Des Moines, Iowa (“City”) the purchase price of \$3,800.00 for the purchase of the north/south alley for incorporation into their adjoining property for redevelopment of a part of 1309 Pennsylvania Avenue, 1315 Pennsylvania Avenue, 1319 Pennsylvania Avenue, and 811 Roosevelt Avenue for a new medical facility, subject to reservation of easements for all existing utilities in place, until such time that they are abandoned or relocated, which price reflects the fair market value of the alley right-of-way as determined by the City’s Real Estate Division; and

WHEREAS, there is no known current or future public need for the alley right-of-way proposed to be vacated and sold, and the City will not be inconvenienced by the vacation and sale of said property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that:

1. That the City Council of the City of Des Moines, Iowa, shall consider adoption of an ordinance permanently vacating the north/south alley right-of-way adjoining 811 Roosevelt Avenue, legally described as follows:

THE 14.00 FOOT WIDE NORTH-SOUTH ALLEY EAST OF AND ADJACENT WITH THE SOUTH 50.00 FEET OF LOT 25 AND EAST OF AND ADJACENT WITH THE NORTH 70.00 FEET OF LOT 27, ALL IN CAPITAL PARK, AN OFFICIAL PLAT, DES MOINES, POLK COUNTY, IOWA. CONTAINING 1,680 SQUARE FEET.

2. The City Council of the City of Des Moines, Iowa, further proposes to sell the east half of the north/south alley right-of-way adjoining 811 Roosevelt Avenue, as legally described and to the grantee and for the consideration identified below, subject to reservation of easements therein:



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Grantee: Central Iowa Hospital Corporation
Consideration: \$3,800.00

Legal Description:

THE WEST HALF OF THE 14.00 FOOT WIDE VACATED NORTH-SOUTH ALLEY EAST OF AND ADJACENT WITH THE SOUTH 50.00 FEET OF LOT 25 AND EAST OF AND ADJACENT WITH THE NORTH 70.00 FEET OF LOT 27, ALL IN CAPITAL PARK, AN OFFICIAL PLAT, DES MOINES, POLK COUNTY, IOWA. CONTAINING 840 SQUARE FEET

3. That the meeting of the City Council at which the adoption of said ordinance and the sale and conveyance of such right-of-way is to be considered shall be on May 20, 2024, said meeting to be held at 5:00 p.m., in the City Council Chamber, City Hall, 400 Robert D. Ray Drive, Des Moines, Iowa. At that time the City Council will consider the above-described proposal and any other(s) submitted prior to or during the public hearing. Persons interested in the proposal will be given the opportunity to express their views at that hearing.
4. That the City Clerk is hereby authorized and directed to publish notice of said proposal in the form hereto attached all in accordance with §362.3 of the Iowa Code.
5. Non-project related land sale proceeds are used to support general operating budget expenses: Org – EG064090.

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Moved by Coleman to adopt. Second by Gatto.

APPROVED AS TO FORM:

/s/ Mackenzie L. Moreno
Mackenzie L. Moreno, Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include BOESEN, SIMONSON, VOSS, COLEMAN, WESTERGAARD, MANDELBAUM, GATTO, and TOTAL (7).

CERTIFICATE

I, Laura Baumgartner, 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.

Connie Boesen Mayor

Laura Baumgartner City Clerk