

★ Roll Call Number

Agenda Item Number

54B

Date January 28, 2007

An Ordinance entitled, "AN ORDINANCE vacating an easement for air space above a portion of 13th Street right-of-way between Locust Street and Walnut Street and above a portion of Walnut Street right-of-way between 12th Street and 13th Street",

which was considered and voted upon under Roll Call No.08 _____ of January 28, 2007 again presented.

Moved by _____ that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass.

ORDINANCE NO. _____

NOTE: Waiver of this rule is requested by Nationwide.

FORM APPROVED:

Glenna K. Rank

Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				

MOTION CARRIED

APPROVED

.....
Mayor

CERTIFICATE

I, DIANE RAUH, 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.

City Clerk

54B



Brown, Winick, Graves, Gross,
Baskerville and Schoenebaum, P.L.C.

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December 28, 2007

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City Council
City of Des Moines
400 Robert D. Ray Drive
Des Moines, IA 50309-1891

RE: Proposed Vacation of Air Space Adjoining 1200 Locust Street

City of Des Moines City Council:

This law firm represents Nationwide Mutual Insurance Company ("Nationwide") with respect to the development of the Nationwide operations center building at 1200 Locust Street in Des Moines. The Nationwide operations center building has a parapet which will extend slightly into the City right-of-way. In order to address this situation, Nationwide is requesting that the City grant an air rights easement. In view of the development schedule for this project, we would like to resolve this matter as soon as possible. Please accept this request to waive the three required readings of the ordinance to vacate the above referenced property. Thank you.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Kelly D. Hamborg', written in a cursive style.

Kelly D. Hamborg