

★ Roll Call Number

Agenda Item Number

28

Dispositions – In a Fix, Inc.: Page 1

Date July 10, 2006

SET DATE OF HEARING FOR THE VACATION AND CONVEYANCE OF SHERIDAN AVENUE RIGHT-OF-WAY NORTH OF 2621 38<sup>TH</sup> STREET TO IN A FIX, INC. FOR \$150

WHEREAS, on May 22, 2006, by Roll Call No. 06-1003, the City Council adopted a recommendation from the City Plan and Zoning Commission that Sheridan Avenue right-of-way lying North of 2621 38<sup>th</sup> Street, hereinafter more fully described, be vacated and sold; and

WHEREAS, the grantee identified below is the owner of property abutting such right-of-way and has offered to the City of Des Moines the purchase price identified below for the vacation and purchase of the portion of such right-of-way described below.

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

1. That the City Council of the City of Des Moines shall consider adoption of an ordinance permanently vacating Sheridan Avenue right-of-way lying North of 2621 38<sup>th</sup> Street, more specifically described as follows:

All that part of Sheridan Avenue right-of-way lying North of and adjoining Lot 1, Block 8, Highlawn, an Official Plat, and lying South of and adjoining the West 140.0 feet of Lot 1, Urbandale Oaks, an Official Plat, and lying East of a line from the Southwest corner of Lot 1, of said Urbandale Oaks, to the Northwest corner of Lot 1, of said Block 8, and lying West of the northerly extension of the East line of Lot 1 of said Block 8, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

2. That if the City Council decides to vacate the above described right-of-way, the City of Des Moines proposes to sell such right-of-way, as described below to the grantees and for the consideration identified below:

To: In a Fix, Inc. for \$150

All that part of Vacated Sheridan Avenue right-of-way lying North of and adjoining Lot 1, Block 8, Highlawn, an Official Plat, and lying South of and adjoining the West 140.0 feet of Lot 1, Urbandale Oaks, an Official Plat, and lying East of a line from the Southwest corner of Lot 1, of said Urbandale Oaks, to the Northwest corner of Lot 1, of said Block 8, and lying West of the northerly extension of the East line of Lot 1 of said Block 8, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

APPROVED  
[Signature]  
7/13/06

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3. That the meeting of the City Council at which the adoption of said ordinance and the sale and conveyance of such real estate is to be considered shall be on July 24, 2006, said meeting to be held at 5:00 p.m., in the Council Chamber.

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. The proceeds from the sale of this property shall be deposited into the following account: 2006-07 Operating Budget, Page 310, Property Maintenance, SP767.

Moved by \_\_\_\_\_ to adopt.

APPROVED AS TO FORM:

*Ann DiDonato*

Ann DiDonato  
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
KIERNAN				
HENSLEY				
MAHAFFEY				
BROOKS				
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

