

Date December 22, 2008

**CONTINUE HEARING FOR CONVEYANCE OF A VACATED PORTION OF THE  
NORTH/SOUTH ALLEY ADJOINING 1535 29<sup>TH</sup> STREET TO  
DENIS AND NANCY WOLF-KEITH FOR \$50 AND  
ADJOINING 1534 28<sup>TH</sup> STREET TO FILICE L. WILLIAMS FOR \$50**

**WHEREAS**, on September 13, 1999, by Roll Call No. 99-2814, the City Council adopted a recommendation from the City Plan and Zoning Commission that a portion of the North/South alley right-of-way lying between 28<sup>th</sup> and 29<sup>th</sup> Streets north of Clark Street be vacated and sold; and

**WHEREAS**, on April 24, 2000, by Roll Call No. 00-1227, the City Council passed Ordinance No. 13,814 vacating a portion of said alley right-of-way; and

**WHEREAS**, Denis and Nancy Wolf-Keith and Filice L. Williams own property adjacent to the vacated alley right-of-way and have offered proposals to the City of Des Moines for the purchase of such vacated right-of-way described above to be incorporated into their respective existing residential yards; and

**WHEREAS**, the City of Des Moines has no current or anticipated public need for said vacated alley right-of-way; and

**WHEREAS**, on November 24, 2008, by Roll Call No. 08-2044, it was duly resolved by the City Council that the proposed conveyance be set down for hearing on December 8, 2008, at 5:00 p.m., in the City Council Chambers; and

**WHEREAS**, due notice of said proposal to convey this public real property was given as provided by law, setting forth the time and place for hearing on said proposal; and

**WHEREAS**, on December 8, 2008, by Roll Call No. 08-2150, it was duly resolved by the City Council that the proposed conveyance be set down for hearing on December 22, 2008, at 5:00 p.m., in the City Council Chambers; and

**WHEREAS**, it is necessary to continue the public hearing until January 5, 2009, in order to publish due notice of said proposal to convey this public real property as provided by law, setting forth the time and place for hearing on said proposal.

**IT IS THEREFORE MOVED BY** \_\_\_\_\_ to continue the public hearing until January 5, 2009 at 5:00 p.m. in the Council Chambers.

★ Roll Call Number

Agenda Item Number

45

Date December 22, 2008

APPROVED AS TO FORM:

Glenna K. Frank

Glenna K. Frank  
Assistant City Attorney

*RBW*

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

MOTION CARRIED APPROVED

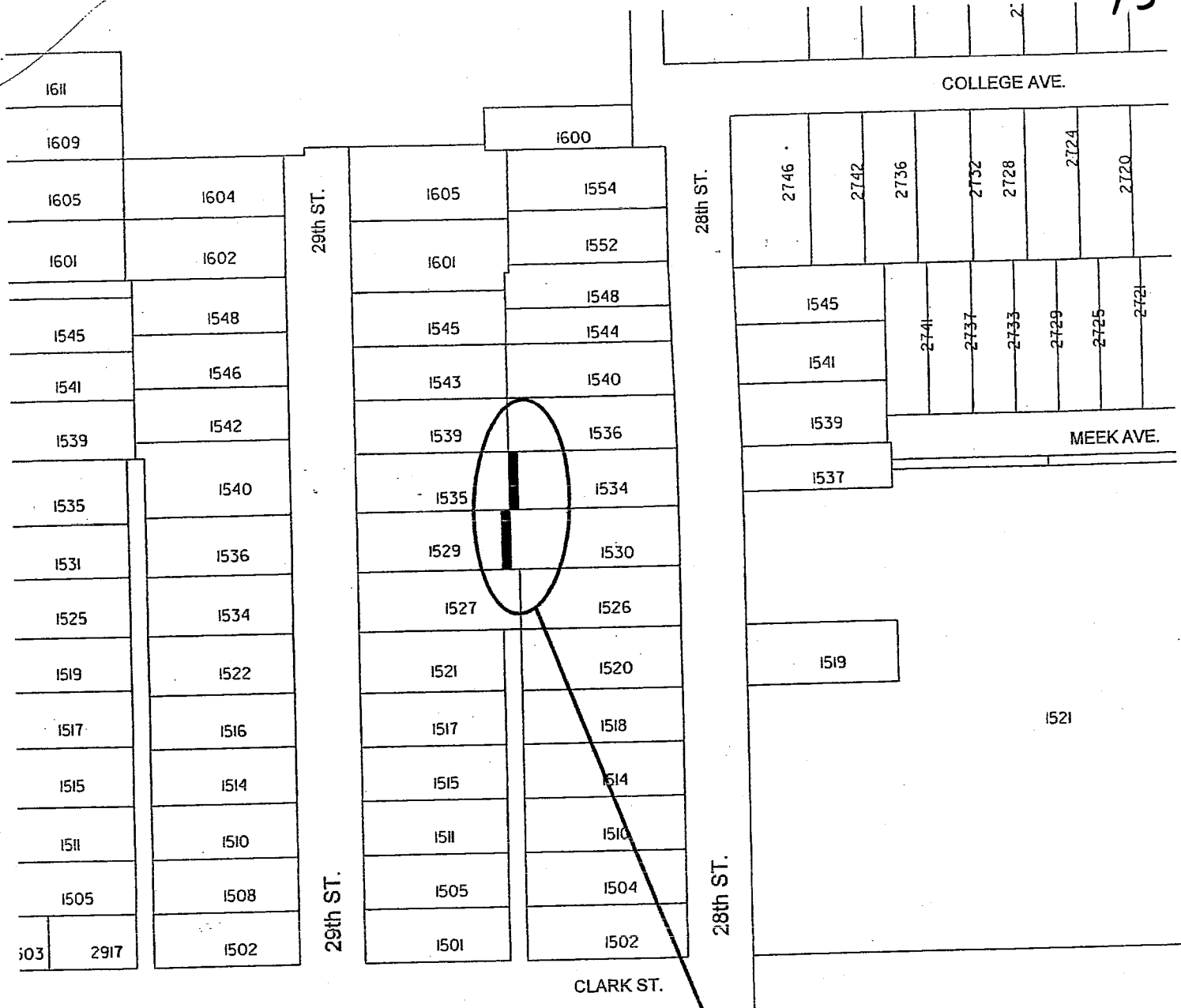
\_\_\_\_\_  
Mayor

**CERTIFICATE**

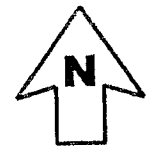
I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

\_\_\_\_\_  
City Clerk



PROJECT LOCATION



VACATION OF A PORTION OF ALLEY  
 BETWEEN 28TH STREET AND 29TH STREET  
 NORTH OF CLARK STREET  
 34-2009-000