

★ **Roll Call Number**

Agenda Item Number
4302

Date July 28, 2014

An Ordinance entitled, " AN ORDINANCE vacating portions of Elm Street and SW 6th Street right-of-way adjoining 300 SW 5th Street",

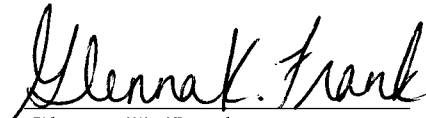
which was considered and voted upon under Roll Call No. 14-_____ of July 28, 2014; again presented.

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 William J. Lillis, Attorney for Harbach Building, LLC.

FORM APPROVED:


 Glenna K. Frank
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GATTO				
GRAY				
HENSLEY				
MAHAFFEY				
MOORE				
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

4302

LILLIS O'MALLEY OLSON MANNING POSE TEMPLEMAN LLP

ATTORNEYS AT LAW

(ESTABLISHED 1917)

317 SIXTH AVENUE, SUITE 300
DES MOINES, IOWA 50309-4127

TELEPHONE (515) 243-8157

FAX (515) 243-3919

WWW.LILLISOMALLEY.COM

JOHN CONNOLLY, JR. (1891-1975)

GEORGE E. O'MALLEY (1905-1982)

JOHN CONNOLLY III (1918-1998)

BERNARD J. CONNOLLY (1920-1970)

C. I. MCNUTT (1901-1958)

STREETAR CAMERON (1957-2008)

WILLIAM J. LILLIS
MICHAEL W. O'MALLEY
EUGENE E. OLSON
DANIEL L. MANNING
CHRISTOPHER R. POSE
JOEL B. TEMPLEMAN*
BRIDGET O'MALLEY KAUTZKY

*LICENSED IN IOWA & ILLINOIS

Writer's Direct E-Mail: wjillis@lolaw.com

July 11, 2014

Mayor Frank T.M. Cownie
and Members of the City Council
City of Des Moines
City Hall
East 1st and Robert D. Ray Drive
Des Moines, IA 50309

Re: Vacation and Conveyance - Harach Building LLC and J.B. Doors
Hearing - July 28, 2014

Honorable Mayor and Members of the City Council:

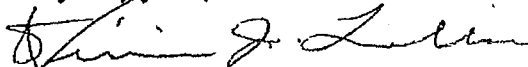
Our client represents the above-named parties who are requesting, subject to approval by the Plan and Zoning Commission that the City Council approve both the vacation and conveyance of the public right-of-ways at the hearing scheduled for Monday, July 28, 2014.

We request that subsequent to vacation and conveyance, the council waive the first, second, and third readings of the respective ordinance at the City Council meeting of Monday, July 28, 2014.

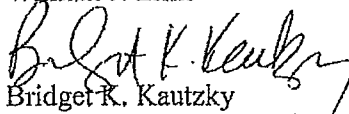
Our client, Harbach Building LLC proposes to purchase adjacent property at 300 S.W. 5th Street, Des Moines, Iowa.

We will be present at the public hearing to respond to any questions of the City Council at the time of public hearing.

Very truly yours,



William J. Lillis



Bridget K. Kautzky

For the Firm

WJL/dj
Enclosures