

★ **Roll Call Number**

Agenda Item Number

59B

Date June 13, 2016

An Ordinance entitled, "AN ORDINANCE vacating an irregular portion of right-of-way from the southeast corner of School Street and 6<sup>th</sup> Avenue, and an irregular portion of right-of-way from the southwest corner of School Street and 5<sup>th</sup> Avenue, all adjoining 921 6<sup>th</sup> Avenue",

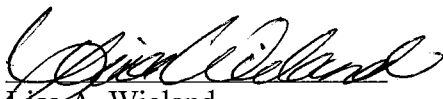
which was considered and voted upon under Roll Call No. 16-\_\_\_\_\_ of June 13, 2016; again presented.

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 Frank Levy, President.  
Newbury Living

FORM APPROVED:



Lisa A. Wieland  
Assistant City Attorney

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

**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.

MOTION CARRIED APPROVED

\_\_\_\_\_  
Mayor

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

59B



Managing and  
Developing  
Communities  
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June 8, 2016

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

RE: College Hill – Mercy College (part of vacated public right-of-way for 5<sup>th</sup> and 6<sup>th</sup> Avenue and School Street adjoining Block "E" of River Hills, Plat 1)

City of Des Moines City Council:

Please accept this request to waive the three required readings of the ordinance to vacate the above referenced City-owned right-of-way. The project involves both the redevelopment of the existing residential building in addition to construction of a new building on 6<sup>th</sup> Avenue for classrooms and office space.

It is a complicated project that has already required substantial investment of time and resources by the parties. The residential facility needs to be renovated and ready for the Fall 2017 semester, which requires that the renovation be initiated as soon as possible. By waiving the required readings, closing can occur within the next month, allowing the project to move forward on schedule.

Thank you.

Sincerely,

A handwritten signature in cursive script that reads 'Frank Levy'.

Frank Levy  
President