

★ **Roll Call Number**

Agenda Item Number
46B-2

Date February 6, 2017

An Ordinance entitled, "AN ORDINANCE vacating an irregular portion of street right-of-way from the southeast corner of School Street and 6th Avenue, and an irregular portion of street right-of-way from the southwest corner of School Street and 5th Avenue, both adjoining 921 6th Avenue";

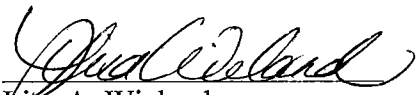
which was considered and voted upon under Roll Call No. 17-_____ of February 6, 2017; again presented.

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 of Newbury Management Company.

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

46B-2

January 18, 2017

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

RE: College Hill – Mercy College ordinance to vacate public right-of-way for 5th and 6th Avenue and School Street adjoining Block “E” of River Hills, Plat 1

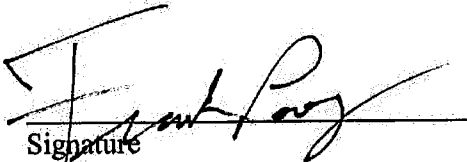
To the Mayor and City of Des Moines City Council:

Please accept this request to waive the three required readings of the ordinance to vacate portions of right-of-way of the above referenced property. The construction has been proceeding on an important building project for Mercy College, and a delay in conveying the right of way parcels will create problems for the ongoing construction.

Thank you.

Sincerely,

By: Newbury Management Company (the developer of the project)



Signature

By: Frank Levy

Its: President