

★ Roll Call Number

Agenda Item Number

37A

Date March 20, 2017

An Ordinance entitled, "AN ORDINANCE vacating a portion of Mulberry Street and 12<sup>th</sup> Street rights-of-way adjoining 121 12<sup>th</sup> Street",


which was considered and voted upon under Roll Call No. 17-\_\_\_\_\_ of March 20, 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 Hubbell Realty Company.

FORM APPROVED:

  
 Lisa A. Wieland  
 Assistant City Attorney

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

MOTION CARRIED

APPROVED

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.

\_\_\_\_\_  
 Mayor

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

37A

**Hubbell**  
HUBBELL REALTY COMPANY  
6900 Westown Parkway  
West Des Moines, IA 50266  
[www.hubbellrealty.com](http://www.hubbellrealty.com)  
515-243-3228  
FAX 515-280-2027

March 27, 2017

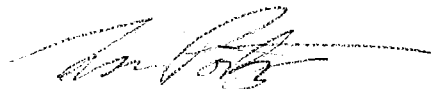
City of Des Moines  
400 E Court Ave – 2<sup>nd</sup> Floor  
Des Moines, IA 50309

**Station 121 – Purchase Easement**

Ms. Sara Henry,

Tim Portzen is requesting a waiver of the Third Hearing on behalf of 12<sup>th</sup> Street Lofts, LLC, the Grantee of a Permanent Easement for Building Encroachment on part of a 12<sup>th</sup> Street and Mulberry Street right-of-ways. This Easement is in regards to a redevelopment project at 121 12<sup>th</sup> Street, Des Moines IA. The request is being made considering terms have been agreed upon by City and Developer. Furthermore, the First Hearing was approved as part of the Consent Agenda on March 20, 2017.

Regards,



Tim Portzen  
Development Associate  
Hubbell Realty Company,  
Owner Representative of  
12<sup>th</sup> Street Lofts, LLC