

**Date** March 23, 2026

**SET HEARING FOR CONVEYANCE OF CITY-OWNED RIGHT-OF-WAY, EXCESS CITY PROPERTY, EASEMENT FOR UTILITY PURPOSES, AND TEMPORARY CONSTRUCTION EASEMENT AS PART OF THE SOUTHEAST 14<sup>TH</sup> STREET CORRIDOR IMPROVEMENTS PROJECT TO THE STATE OF IOWA FOR \$1**

**WHEREAS**, the City of Des Moines, Iowa (“City”) is the owner of right-of-way and excess property located between Martin Luther King, Jr. Parkway to the north, the Des Moines River to the south, Southeast 11<sup>th</sup> Street to the west and Southeast 15<sup>th</sup> Street to the east (hereinafter “Property”), and

**WHEREAS**, Iowa Department of Transportation (“IDOT”) has requested that the City convey portions of Southeast 14<sup>th</sup> Street right-of-way, City-owned excess land, an Easement for Utility Purposes, and a temporary construction easement on said property to the State of Iowa, for the public purpose of the Southeast 14<sup>th</sup> Street Corridor Improvements project (hereinafter “Project”), subject to the reservation of any necessary easements for all existing utilities in place until abandoned or relocated at the applicant’s expense; and

**WHEREAS**, IDOT has agreed to acquire the Property for no consideration in accordance with Iowa Code §364.7(3) for the public purpose of construction of the Project; and

**WHEREAS**, the property interests proposed to be conveyed will continue to be used for a public purpose and the City will not be inconvenienced by the conveyance of said Property.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Des Moines, Iowa, as follows:

1. The City Council of the City of Des Moines, Iowa, proposes to convey portions of Southeast 14<sup>th</sup> Street right-of-way, City-owned excess land, an easement for utility purposes and a temporary construction easement all located in City-owned property lying between Martin Luther King, Jr. Parkway to the north, the Des Moines River to the south, Southeast 11<sup>th</sup> Street to the west and Southeast 15<sup>th</sup> to the east, as legally described, to the State of Iowa, and for the public purpose of the Southeast 14<sup>th</sup> Street Corridor Improvement project as consideration for acquisition of said property interests in accordance with Iowa Code Section 364.7(3), subject to a reservation of easements therein:

**QUIT CLAIM DEED:**

A parcel of land in vacated Harriet Street and Block 7 of Allen’s Second Addition to Des Moines (as found in the Polk County Recorder’s Office in book “B” on page 50) located in the SE¼ of the NE¼ of Section 10, Township 78 North, Range 24 West of the 5<sup>th</sup> Principal Meridian within the City of Des Moines, Polk County, Iowa as shown on Acquisition Plat Exhibit “A” Plat 1, attached hereto, which by this reference is made a part hereof, more particularly described as follows:

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Commencing at the E $\frac{1}{4}$  of said Section 10; thence N00°01'57"W, 394.41 feet on the east line of NE $\frac{1}{4}$  of said Section 10; thence S89°58'03"W, 66.12 feet to the Point of Beginning; thence N89°49'20"W, 10.00 feet to the existing westerly right of way line of Primary Road No. U.S. 69;

thence N00°01'13"W, 436.77 feet to the north line of said Block 7 also being the existing southerly right of way line of East Railroad Avenue; thence N74°51'26"E, 16.61 feet on the north line of said Block 7 also being on said existing southerly right of way line; thence S00°45'47"W, 441.18 feet to the Point of Beginning, containing 5,707 square feet of which 4,398 square feet is within existing road right of way.

And

Two parcels of land in Block 62 of Brooks and Co's Addition to the City of Des Moines (as found in the Polk County Recorder's Office in book "A" on page 58) located in the NW $\frac{1}{4}$  of the NW $\frac{1}{4}$  and the SW $\frac{1}{4}$  of the NW $\frac{1}{4}$  all in Section 11, Township 78 North, Range 24 West of the 5<sup>th</sup> Principal Meridian within the City of Des Moines, Polk County, Iowa as shown on Acquisition Plat Exhibit "A" Plat 2 and Plat 3, attached hereto, which by this reference is made a part hereof, more particularly described as follows:

Plat 2: Commencing at the NW corner of said Section 11; thence S00°01'57"E, 1,144.36 feet on the west line of the NW $\frac{1}{4}$  of said Section 11; thence S89°51'44"E, 22.80 feet to the Point of Beginning; thence, continuing, S89°51'44"E, 24.20 feet to the NW corner of Lot 81 of Gray's Subdivision of Blocks 50 & 62 of Brooks and Co's Addition to Des Moines (as found in the Polk County Recorder's Office in book "C" on page 330) also being a point on the existing easterly right of way line of Primary Road No. U.S. 69; thence S36°26'10"W, 9.93 feet on said existing easterly right of way line; thence S00°10'41"W, 117.00 feet on said existing easterly right of way line; thence S04°50'08"W, 149.77 feet on said existing easterly right of way line; thence N89°51'44"W, 6.11 feet on said existing easterly right of way line; thence N00°09'54"E, 274.27 feet to the Point of Beginning, containing 4,134 square feet, all of which is within existing road right of way.

Plat 3: Commencing at the NW corner of said Section 11; thence S00°01'57"E, 1,418.63 feet on the west line of the NW $\frac{1}{4}$  of said Section 11; thence S89°51'44"E, 21.85 feet to the existing easterly right of way line of Primary Road No. U.S. 69, the Point of Beginning; thence S89°51'44"E, 6.11 feet on said existing easterly right of way line; thence N04°48'32"E, 40.40 feet on said existing easterly right of way line; thence S89°51'44"E, 15.63 feet to the NW corner of Lot 87 of Gray's Subdivision of Blocks 50 and 62 of Brooks and Co's Addition to Des Moines (as found in the Polk County Recorder's Office in book "C" on page 330); thence S00°01'57"E, 520.00 feet on the west lines of Lot 87 through Lot 99 of said Gray's Subdivision of Blocks 50 and 62 of Brooks and Co's Addition to Des Moines to the SW corner of Lot 99 of said Gray's Subdivision of Blocks 50 and 62 of Brooks and Co's Addition to Des Moines

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said corner of said Lot 99 also being on said existing easterly right of way line; thence N89°51'44"W, 26.80 feet on said existing easterly right of way line; thence N00°09'54"E, 479.73 feet on said existing easterly right of way line to the Point of Beginning, containing 13,158 square feet.

And

A parcel of land in Lot 6 and Lot 7 of Block 17 of Allen’s Second Addition to Des Moines (as found in the Polk County Recorder’s Office in book “B” on page 50) located in the NE¼ of the NE¼ of Section 10, Township 78 North, Range 24 West of the 5th Principal Meridian within the City of Des Moines, Polk County, Iowa as shown on Acquisition Plat Exhibit “A” Plat 4 attached hereto, which by this reference is made a part hereof, more particularly described as follows:

Commencing at the NE Corner of said Section 10; thence S00°01’57”E, 655.21 feet on the east line of the NE¼ of said Section 10; thence S89°58’03”W, 76.41 feet to the NE corner of said Lot 7, said point also being on the existing southerly right of way line of Shaw Street and the existing westerly right of way line of Primary Road No. U.S. 69, the Point of Beginning; thence S74°39’11”W, 20.18 feet on the north line of said Lot 7 also being on said existing southerly right of way line; thence S00°10’40”W, 58.07 feet; thence S16°36’10”E, 69.28 feet; thence N74°51’26”E, 13.80 feet to said existing westerly right of way line; thence N00°01’57”W, 76.21 feet on said existing westerly right of way line to the east line of said Lot 7; thence N15°02’39”W, 51.76 feet on the east line of said Lot 7 also being on said existing westerly right of way line to the Point of Beginning, containing 3,220 square feet.

EASEMENT FOR UTILITY PURPOSES:

A parcel of land in Block 7 of Allen’s Second Addition to Des Moines (as found in the Polk County Recorder’s Office in book “B” on page 50) located in the SE¼ of the NE¼ of Section 10, Township 78 North, Range 24 West of the 5th P. M. within the City of Des Moines, Polk County, Iowa as shown on Acquisition Plat Exhibit “A”, attached hereto, which by this reference is made a part hereof, more particularly described as follows:

Commencing at the E¼ corner of said Section 10; thence N00°01’57”W, 741.48 feet on the east line of the NE¼ of said Section 10; thence S89°58’03”W, 76.05 feet to the Point of Beginning; thence N89°49’20”W, 15.31 feet; thence S00°10’40”W, 16.00 feet; thence S89°49’20”E, 15.37 feet; thence N00°01’13”W, 16.00 feet to the Point of Beginning, containing 245 square feet.

TEMPORARY CONSTRUCTION EASEMENT:

AREA 1 – Plot plan 1

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A PORTION OF BLOCK 7 AND 8 IN ALLEN’S SECOND ADITION TO DES MOINES, IOWA, AND A PORTION OF VACATED HARRIET STREET LYING BETWEEN SAID BLOCKS 7 AND 8, ALL NOW FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA.

**AREA 2 – Plot plan 1**

A PORTION OF LOT 7 IN BLOCK 17 OF ALLEN’S SECOND ADITION TO DES MOINES, IOWA, AND A PORTION OF VACATED EAST/WEST ALLEY LYING SOUTH OF SAID LOT 7, ALL NOW FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA.

**AREA 3 – Plot plan 1**

A PORTION OF LOTS 8, 9 AND 10 IN BLOCK 13 OF ALLEN’S SECOND ADITION TO DES MOINES, IOWA, AND A PORTION OF VACATED ALLEN STREET LYING NORTH OF SAID LOT 10, ALL NOW FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA.

2. A public hearing shall be held on April 6, 2026, at 5:00 p.m. in the City Council Chamber, T.M. Cownie City Administration Building, 1200 Locust Street, Des Moines, Iowa. At that time the City Council will consider the above-described proposal and any other(s) submitted prior to or during the public hearing.
3. The City Clerk is hereby authorized and directed to publish notice of said proposal and hearing in the form hereto attached, all in accordance with Section 362.3 of the Iowa Code.
4. There will be no proceeds associated with the conveyance of this property.



**Roll Call Number**

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**Agenda Item Number**

18

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Moved by \_\_\_\_\_ to adopt. Second by \_\_\_\_\_.

APPROVED AS TO FORM:

/s/ Grant Hyland  
Grant Hyland, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN				
SIMONSON				
VOSS				
BARRON				
WESTERGAARD				
MANDELBAUM				
GATTO				
TOTAL				

MOTION CARRIED APPROVED

\_\_\_\_\_  
Mayor

**CERTIFICATE**

I, Laura Baumgartner, 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.

\_\_\_\_\_  
Laura Baumgartner, City Clerk

