



Roll Call Number

Agenda Item Number

34

Date May 18, 2026

An Ordinance entitled, "AN ORDINANCE vacating a portion of Bates Park located at 220 Clark Street, Des Moines, Iowa",

which was considered and voted upon under Roll Call No. 26-0577 of May 4, 2026; again presented.

Moved by _____ that this ordinance be considered and given second vote for passage.

Second by _____.

(Second of three required readings)

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|----------------|------|------|----------|--------|
| BOESEN | | | | |
| SIMONSON | | | | |
| VOSS | | | | |
| BARRON | | | | |
| WESTERGAARD | | | | |
| MANDELBAUM | | | | |
| GATTO | | | | |
| TOTAL | | | | |
| MOTION CARRIED | | | APPROVED | |

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.

Mayor

City Clerk

26-0577
~~32A~~
34

Prepared by: Chas M. Cahill, Assistant City Attorney, 1200 Locust Street, Des Moines, Iowa 50309-3052, (515) 283-4533
Return to: City Clerk's Office, 1200 Locust Street, Des Moines, Iowa 50309-3052

ORDINANCE NO. _____

AN ORDINANCE vacating a portion of Bates Park located at 220 Clark Street, Des Moines, Iowa.

WHEREAS, all prior requirements of law pertaining to the vacation of public right-of-way have been fully observed; and

WHEREAS, it is desirable that the public right-of-way herein described be vacated;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Des Moines, Iowa:

Sec. 1. That a portion of Bates Park located at 220 Clark Street, Des Moines, Iowa, more specifically described as follows, be and is hereby vacated:

LOTS 57 THROUGH 60 IN MARSHALL'S SECOND ADDITION, AN OFFICIAL PLAT,

AND

ALL OF LOT "A" IN SAID MARSHALL'S SECOND ADDITION LYING WEST OF AND ADJOINING SAID LOTS 56 THROUGH 60,

AND

ALL OF THE VACATED 7.50 FEET WIDE NORTH/SOUTH ALLEY RIGHT OF WAY IN BATES' SECOND ADDITION, AN OFFICIAL PLAT, LYING EAST OF AND ADJOINING LOTS 86 THROUGH 89 OF SAID BATES' SECOND ADDITION,

ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND CONTAINING APPROXIMATELY 0.71 ACRES (31,051 SQUARE FEET).

Sec. 2. The City of Des Moines hereby reserves an easement upon the property described above for the continued use and maintenance of any utilities now in place, with the right of entry for servicing same.

Sec. 3. That the City Clerk is hereby authorized and directed to cause certified copies of this ordinance and proof of publication thereof together with proof of publication of the notice of the public hearing on this matter to be properly filed in the office of the Recorder of Polk County, Iowa.

Sec. 4. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:

/s/ Chas M. Cahill

Chas M. Cahill

Assistant City Attorney

39A
34

EXHIBIT A

Clark St

NORTH LINE
OF LOT 89

LOT 89

EAST LINE OF VAC
N/S ALLEY IN BATES'
SECOND ADDITION

NORTH LINE
OF LOT 57

LOT 57

220
Clark St

BATES' SECOND ADDITION

LOT 88

WEST LINE OF LOTS 57-60
AND EAST LINE OF LOT A

LOT 58

VAC-ALLEY

LOT A

EAST LINE OF
LOTS 86-89

LOT 87

WEST LINE OF MARSHALL'S SECOND
ADDITION AND WEST LINE OF LOT A

LOT 59

MARSHALL'S SECOND ADDITION

LOT 86

SOUTH LINE
OF LOT 60

LOT 60

SOUTH LINE
OF LOT 86

VAC-ALLEY

2nd PI

 **PARKLAND AREA TO BE VACATED**





Roll Call Number

26-0577

Agenda Item Number

32A

Date May 4, 2026

An Ordinance entitled, "AN ORDINANCE vacating a portion of Bates Park located at 220 Clark Street, Des Moines, Iowa",

presented.

Moved by Barron that this ordinance be considered and given first vote for passage.

Second by Simonson.

FORM APPROVED:

(First of three required readings)

/s/ Chas M. Cahill

Chas M. Cahill

Assistant City Attorney

CERTIFICATE

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|----------------|------|------|------|--------|
| BOESEN | ✓ | | | |
| SIMONSON | ✓ | | | |
| VOSS | ✓ | | | |
| BARRON | ✓ | | | |
| WESTERGAARD | ✓ | | | |
| MANDELBAUM | ✓ | | | |
| GATTO | ✓ | | | |
| TOTAL | 7 | | | |

MOTION CARRIED

APPROVED

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.

Connie Boesen

Mayor

Laura Baumgartner

City Clerk