

★ Roll Call Number

08-662

Agenda Item Number

24

Dispositions – 34-2007-053-199 Page 1

Date April 21, 2008

SET HEARING FOR VACATION AND CONVEYANCE OF NORTH/SOUTH ALLEY BETWEEN 22ND STREET AND 23RD STREET FROM OLIVE AVENUE TO THE INTERSTATE 235 RIGHT-OF-WAY, TO ADJOINING PROPERTY OWNERS FOR \$100

WHEREAS, on May 21, 2007, by Roll Call No. 07-964, the City Council adopted a recommendation from the City Plan and Zoning Commission that the North/South alley right-of-way between 22nd Street and 23rd Street from Olive Avenue to the Interstate 235 right-of-way, hereinafter more fully described, be vacated and sold; and

WHEREAS, the grantees identified below are the owners of property abutting such right-of-way and have offered to the City of Des Moines the purchase price identified below for the vacation and purchase of the portion of such right-of-way described below.

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

1. That the City Council of the City of Des Moines shall consider adoption of an ordinance permanently vacating the North/South alley right-of-way between 22nd Street and 23rd Street from Olive Avenue to the Interstate 235 right-of-way, more specifically described as follows:

All that part of the North/South alley right-of-way lying North of the easterly extension of the North right of way line of Olive Avenue and lying South of the easterly extension of the North line of the South 30.0 feet of Lot 39, Ira W. Andersons Cottage Grove Addition, an Official Plat. All now included in and forming a part of the City of Des Moines, Polk County, Iowa.

2. That if the City Council decides to vacate the above described right-of-way, the City of Des Moines proposes to sell such right-of-way, as described below to the grantees and for the consideration identified below:

To: Joseph S. Hill and Sara J. Johnson for \$50.00
958 22nd Street
Des Moines. Iowa 50312-4081

The East ½ of the Vacated North/South alley right-of-way lying North of the easterly extension of the North right of way line of Olive Avenue and lying South of the easterly extension of the North line of the South 30.0 feet of Lot 39, Ira W. Andersons Cottage Grove Addition, an Official Plat. All now included in and forming a part of the City of Des Moines, Polk County, Iowa.

DESCRIPTION APPROVED

[Handwritten signature]
4/16/2008 8:50p

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08-662

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24

Date April 21, 2008

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To: Michael W. Daniels, Jr. and Teleza M. Daniels for \$50.00
955 23rd Street
Des Moines, Iowa 50312-4854

DESCRIPTION APPROVED
Glenna K. Frank
4/21/08 8:09 AM

The West 1/2 of the Vacated North/South alley right-of-way lying North of the easterly extension of the North right of way line of Olive Avenue and lying South of the easterly extension of the North line of the South 30.0 feet of Lot 39, Ira W. Andersons Cottage Grove Addition, an Official Plat. All now included in and forming a part of the City of Des Moines, Polk County, Iowa.

3. That the meeting of the City Council at which the adoption of said ordinance and the sale and conveyance of such real estate is to be considered shall be on May 5, 2008, said meeting to be held at 5:00 p.m., in the Council Chamber.

4. That the City Clerk is hereby authorized and directed to publish notice of said proposal in the form hereto attached all in accordance with §362.3 of the Iowa Code.

5. The proceeds from the sale of this property shall be deposited into the following account: 2007-08 Operating Budget, Page 259, Property Maintenance, SP767.

Moved by Vlassis to adopt.

APPROVED AS TO FORM:

Glenna K. Frank
Glenna K. Frank
Assistant City Attorney

rsu

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
KIERNAN	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
TOTAL	7			

MOTION CARRIED

APPROVED

T. M. Franklin Mayor

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.

Diane Rauh City Clerk