

★ Roll Call Number

16.0951

Agenda Item Number

24

Date June 13, 2016

**SET HEARING FOR CONVEYANCE OF THE VACATED NORTH/SOUTH ALLEY
RIGHT-OF-WAY ADJOINING 1429 DIXON STREET TO KELVIN GREEN FOR \$100
AND ADJOINING 1433 DIXON STREET TO DANIEL CHAVEZ AND MARINA
GOLDAMED FOR \$100**

WHEREAS, on June 15, 1981, the City of Des Moines, Iowa, ("City") approved Ordinance No. 9956 vacating the alley right-of-way located north of Cleveland Avenue between Dixon Street and Stewart Street east of and adjoining 1429 Dixon Street and 1433 Dixon Street ("Property"), more particularly described below; and

WHEREAS, Kelvin Green, owner of 1429 Dixon Street, has offered to the City of Des Moines, Iowa, the purchase price of \$100.00 for the purchase of the portion of the vacated alley right-of-way lying east of and adjoining 1429 Dixon Street for incorporation into his residential property, which price reflects the fair market value of said portion of vacated alley right-of-way as currently estimated by the City's Real Estate Division; and

WHEREAS, Daniel Chavez and Marina Goldamed, owners of 1433 Dixon Street, have offered to the City of Des Moines, Iowa, the purchase price of \$100.00 for the purchase of the portion of the vacated alley right-of-way lying east of and adjoining 1433 Dixon Street for incorporation into their residential property, which price reflects the fair market value of said portion of vacated alley right-of-way as currently estimated by the City's Real Estate Division; and

WHEREAS, the City has no known current or anticipated public need for the Property proposed to be sold and the City will not be inconvenienced by the sale of said Property.

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

1. The City Council of the City of Des Moines, Iowa, proposes to sell the vacated alley right-of-way located north of Cleveland Avenue between Dixon Street and Stewart Street east of and adjoining 1429 Dixon Street and 1433 Dixon Street, as legally described, to the grantees, and for the consideration identified below, subject to a reservation of easements therein:

Grantee: Kelvin Green

Consideration: \$100.00

Legal Description: ALL OF THE VACATED NORTH-SOUTH ALLEY RIGHT-OF-WAY LYING EAST OF AND ADJACENT TO LOT 1 DIXON PLAZA PLAT 1, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND CONTAINING APPROXIMATELY 720 SQUARE FEET.

Grantee: Daniel Chavez and Marina Goldamed



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Consideration: \$100.00

Legal Description: ALL OF THE VACATED NORTH-SOUTH ALLEY RIGHT-OF-WAY LYING EAST OF AND ADJACENT TO LOT 2 DIXON PLAZA PLAT 1, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND CONTAINING APROXIMATELY 720 SQUARE FEET.

- 2. A public hearing shall be held on June 27, 2016 at 5:00 p.m. in the City Council Chamber, Richard A. Clark Municipal Service Center, 1551 E. Martin Luther King Jr. Parkway, 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. Non-project related land sale proceeds are used to support general operating budget expenses: Org - EG064090.

Moved by Hensley to adopt.

APPROVED AS TO FORM:

Lisa A. Wieland, Assistant City Attorney

Table with columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GATTO, GRAY, HENSLEY, MOORE, WESTERGAARD, TOTAL. Includes signature of 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