

★ **Roll Call Number**
16-1046

Agenda Item Number
29

Date June 27, 2016

SET HEARING FOR CONVEYANCE OF A PORTION OF VACATED NORTH/SOUTH ALLEY RIGHT-OF-WAY LOCATED EAST OF AND ADJOINING 1023 25th STREET TO CHRISTOPHER H. DRAPER FOR \$25

WHEREAS, on January 6, 2003, by Roll Call 03-076, the City Council of the City of Des Moines, Iowa, ("City") approved Ordinance No. 14,200 vacating a portion of the north/south alley right-of-way between 24th and 25th Streets south of Kingman Boulevard and adjoining 1023 25th Street, Des Moines, Iowa ("Property"), more particularly described below; and

WHEREAS, Christopher H. Draper, owner of 1023 25th Street, has offered to the City of Des Moines, Iowa, the purchase price of \$25.00 for the purchase of the portion of the vacated alley right-of-way lying east of and adjoining 1023 25th Street for incorporation into his residential property, which price reflects the fair market value of said portion of vacated alley right-of-way as established by City Council policy; 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 between 24th and 25th Streets south of Kingman Boulevard and east of and adjoining 1023 25th Street, Des Moines, Iowa, as legally described, to the grantee, and for the consideration identified below, subject to a reservation of easements therein:

Grantee: Christopher H. Draper

Consideration: \$25.00

Legal Description: THE WEST HALF OF THE VACATED NORTH-SOUTH ALLEY RIGHT-OF-WAY LYING EAST OF AND ADJOINING THE NORTH HALF OF LOT 184, AND EAST OF AND ADJOINING THE SOUTH 18 FEET OF LOT 185, UNIVERSITY LAND COMPANY'S FIRST ADDITION, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA.

(VACATED BY ORDINANCE NO. 14,200, PASSED JANUARY 6, 2003).

2. A public hearing shall be held on July 11, 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.



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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 Gatto to adopt.

APPROVED AS TO FORM:

Lisa A. Wieland, Assistant City Attorney

BW

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MOORE	✓			
WESTERGAARD	✓			
TOTAL	7			

MOTION CARRIED APPROVED

T. McFranklin Council 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