

★ Roll Call Number
18-0760

Agenda Item Number
15

Date May 7, 2018

**RECEIVE AND FILE COMMUNICATION FROM THE PLAN AND ZONING COMMISSION
 REGARDING REQUEST FROM NELSON CONSTRUCTION SERVICES, LLC FOR
 VACATION OF SUBSURFACE RIGHTS WITHIN EAST 4TH STREET, DES MOINES STREET, AND
 EAST 5TH STREET, ADJOINING 415 AND 421 DES MOINES STREET**

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on April 19, 2018, its members voted 10-0 to recommend **APPROVAL** of a request from Nelson Construction Services, LLC (developer), represented by Alexander Grgurich (officer), for vacation of subsurface rights within the east 2.0 feet of East 4th Street, the south 4.5 feet of Des Moines Street and the west 3.0 feet of East 5th Street, all adjoining 415 and 421 Des Moines Street, to allow for construction of footings necessary for redevelopment of the adjoining property, subject to relocation of any existing utilities.

MOVED by Gray to receive and file the attached communication from the Plan and Zoning Commission, and refer to the Engineering Department, Real Estate Division.

FORM APPROVED:

Glenna K. Frank
 Glenna K. Frank, Assistant City Attorney

(11-2018-1.04)

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
COLEMAN	✓			
GATTO				✓
GRAY	✓			
MANDELBAUM	✓			
WESTERGAARD	✓			
TOTAL	10			1
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