



Roll Call Number

19-1211

Agenda Item Number

28

Date August 5, 2019

SET HEARING FOR APPROVAL OF DOCUMENTS FOR CONVEYANCE OF THE EAST HALF OF VACATED ALLEY RIGHT-OF-WAY LOCATED WEST OF AND ADJOINING 1258 EAST 22ND STREET TO JOSHUA ARMSTRONG AND BRANDY A. ARMSTRONG FOR \$25.00

WHEREAS, on March 1, 1993, by Ordinance No. 11,942, the City Council of the City of Des Moines, Iowa vacated the north-south alley right-of-way lying west of and adjoining 1258 East 22nd Street; and

WHEREAS, the east half of the vacated alley right-of-way adjoining 1258 East 22nd Street was not conveyed after the alley was vacated; and

WHEREAS, Joshua Armstrong and Brandy A. Armstrong, owners of 1258 East 22nd Street, have offered to the City of Des Moines ("City") the purchase price of \$25.00 for the purchase of the east half of the vacated alley right-of-way lying west of and adjoining their property at 1258 East 22nd Street (hereinafter "Property"), for assemblage with their residential parcel, subject to the reservation of any necessary easements for all existing utilities in place until such time that they are abandoned or relocated, which price reflects the fair market value of the City Property as determined by the City's Real Estate Division; and

WHEREAS, there is no known current or future public need or benefit for the City 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, as follows:

1. The City Council of the City of Des Moines, Iowa, proposes to sell the east half of the vacated alley right-of-way lying west of and adjoining 1258 East 22nd Street, as legally described, to the grantee, and for the consideration identified below, subject to a reservation of easements therein:

Grantee: Joshua Armstrong and Brandy A. Armstrong

Consideration: \$25.00

Legal Description: THE EAST HALF OF THE VACATED NORTH/SOUTH ALLEY RIGHT-OF-WAY LYING WEST OF AND ADJOINING LOT 94 BALLARD'S ADDITION, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA; AND CONTAINING APPROXIMATELY 300 SQUARE FEET.

2. A public hearing shall be held on August 19, 2019, at 5:00 p.m. in the City Council Chamber, City Hall, 400 Robert D. Ray Drive, 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
Lisa A. Wieland, Assistant City Attorney

RSW

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
WESTERGAARD	✓			
TOTAL	7			

MOTION CARRIED APPROVED
J. M. Frank 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