



Roll Call Number

20-0748

Agenda Item Number

20

Date May 4, 2020

SET HEARING FOR APPROVAL OF DOCUMENTS FOR CONVEYANCE OF VACATED ALLEY RIGHT-OF-WAY LOCATED WEST OF AND ADJOINING 1624 OHIO STREET TO MARK C. DAGGY AND LEEANN F. DAGGY FOR \$337.00

WHEREAS, on July 7, 1986, by Ordinance No. 10,842, the City Council of the City of Des Moines, Iowa vacated the north-south alley right-of-way lying west of and adjoining 1624 Ohio Street; and

WHEREAS, Mark C. Daggy and LeeAnn F. Daggy, owners of 1624 Ohio Street, have offered to the City of Des Moines ("City") the purchase price of \$337.00 for the purchase of the east half of the vacated alley right-of-way lying west of and adjoining their property at 1624 Ohio Street (hereinafter "Property"), for assemblage with their commercial 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 their property at 1624 Ohio Street, as legally described, to the grantee, and for the consideration identified below, subject to a reservation of easements therein:

Grantee: Mark C. Daggy and LeeAnn F. Daggy

Consideration: \$337.00

Legal Description: THE EAST HALF (E 1/2) OF THE VACATED NORTH/SOUTH ALLEY RIGHT OF WAY LYING WEST OF AND ADJOINING LOT 3 IN ROLLINSON'S THIRD ADDITION TO DES MOINES, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND CONTAINING APPROXIMATELY 350 SQUARE FEET.

2. A public hearing shall be held on May 18, 2020, at 5:00 p.m. in the MSC Board Room, Richard A. Clark Municipal Service Center, 1551 E. Martin Luther King Jr. Parkway, Des Moines, Iowa. Due to the Governor's current prohibition on gatherings of ten or more persons during the COVID19 outbreak, the meeting may be conducted electronically. For an update on whether the meeting will be conducted electronically, you may contact the City Clerk at (515) 283-4209 or check the agenda for the meeting posted on the City's website (www.dsm.city). To participate in the electronic meeting, access is available via the internet or telephonically (details below):

- To join the Zoom Meeting via the internet, access:



Roll Call Number

20-0748

Agenda Item Number

20

Date May 4, 2020

<https://us02web.zoom.us/j/85762211036?pwd=Zlo5cmE0OThjV2dvdW1Rbm1iOGVqdz09>
Meeting ID: 857 6221 1036, Password: 028283

- To join the Zoom Meeting via phone, dial: 877 853 5257 US Toll-free, Meeting ID: 857 6221 1036

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. Proceeds from this sale will be deposited into the Economic Development Enterprise Fund, CM025033.

Moved by *Gatto* to adopt.

APPROVED AS TO FORM:

/s/
Lisa A. Wieland, Assistant City Attorney

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

MOTION CARRIED APPROVED
J. M. Frankhu Cowme Mayor

CERTIFICATE

I, P. KAY CMELIK, 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.

P. Kay Cmelik City Clerk