



Roll Call Number

Agenda Item Number

20-0902

21

Date June 8, 2020

SET HEARING FOR APPROVAL OF DOCUMENTS FOR CONVEYANCE OF VACATED ALLEY RIGHT-OF-WAY LOCATED WEST OF AND ADJOINING 215 WATROUS AVENUE TO LATEKA M. WRIGHT FOR \$50.00

WHEREAS, on September 16, 1996, by Ordinance No. 13,376, the City Council of the City of Des Moines, Iowa vacated the north-south alley right-of-way lying west of and adjoining 215 Watrous Avenue; and

WHEREAS, Lateka M. Wright, owner of 215 Watrous Avenue, has offered to the City of Des Moines ("City") the purchase price of \$50.00 for the purchase of the portion of vacated alley right-of-way lying west of and adjoining the north 76 feet of her property at 215 Watrous Avenue (hereinafter "Property"), for assemblage with her 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 vacated alley right-of-way lying west of and adjoining the north 76 feet of 215 Watrous Avenue, as legally described, to the grantee, and for the consideration identified below, subject to a reservation of easements therein:

Grantee: Lateka M. Wright

Consideration: \$50.00

Legal Description: ALL OF THE VACATED ALLEY RIGHT OF WAY LYING WEST OF AND ADJOINING THE SOUTH 76 FEET OF LOT 42, DEVIN PLACE ADDITION, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND CONTAINING APPROXIMATELY 988 SQUARE FEET.

2. A public hearing shall be held on June 22, 2020, at 5:00 p.m. Given Mayor Cownie's March 17, 2020 Proclamation Amendment prohibiting gatherings of ten or more persons on public property and the Section One of the Governor's May 26, 2020 Proclamation strongly encouraging vulnerable Iowans to limit participation in gatherings of any size and any purpose during the COVID19 outbreak and further given Section One Thirty Nine of the Governor's May 26, 2020 Proclamation suspending the regulatory provisions of Iowa Code §§ 21.8, 26.12, and 414.12, or any other statute imposing a requirement to hold a public meeting or hearing, the City Council has determined that a meeting at a physical place is impossible or impracticable and all Council meetings for the time being will be conducted electronically with the public allowed to attend per the instructions below. Meeting



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minutes will continue to be provided per the City's normal course of business. 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:
 - <https://zoom.us/j/94560100737?pwd=dENXUnI1YkFIMIZHUWZQM2NRVkljQT09>
 - Meeting ID: 945 6010 0737
 - Password: 798755
- To join telephonically:
 - One tap mobile:
 - 13126266799, 94560100737# US (Chicago)
 - +17209289299,94560100737# US (Denver)
 - Dial by your location:
 - +1 312 626 6799 US (Chicago)
 - +1 720 928 9299 US (Denver)
 - 888 475 4499 US Toll-free
 - 833 548 0276 US Toll-free
 - 833 548 0282 US Toll-free
 - 877 853 5257 US Toll-free
 - Meeting ID: 945 6010 0737
 - Find your local number: <https://zoom.us/u/agph8pO0l>

At that time, the City Council will consider the above-described proposal and any other(s) submitted prior to or during the public hearing. The City Council shall receive written views, comments, objections and arguments from any resident or taxpayer of the City that are received by the City Clerk prior to 5:00 p.m. June 18, 2020 (City Clerk's Office, Des Moines City Hall, 400 Robert D. Ray Drive, 1st Floor, Des Moines, IA 50309; Email cityclerk@dmgov.org).

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.



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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. Frankin Cownie

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