

★ Roll Call Number

Agenda Item Number

21-00910

16

Date January 25, 2021

RESOLUTION REDEDICATING EAST ELM STREET BETWEEN SOUTHEAST 6TH STREET AND SOUTHEAST 7TH STREET FOR RIGHT-OF-WAY PURPOSES

WHEREAS, on March 17, 1986, by Roll Call No. 1100, the City Council of the City of Des Moines passed Ordinance No. 10,766 vacating East Elm Street right-of-way between East 6th Street and East 7th Street (hereinafter "Property"); and

WHEREAS, the Property was subsequently sold multiple times and was recently transferred back to the City for public street and pedestrianway purposes, as required for the District at 6th development project; and

WHEREAS, the previously vacated East Elm Street right-of-way between East 6th Street and East 7th Street is now needed for public street and pedestrian way purposes and requires rededication as public right-of-way.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa:

1. That the previously vacated East Elm Street right-of-way between East 6th Street and East 7th Street, legally described as follows, is hereby rededicated as public street right-of-way.

THE VACATED EAST ELM STREET RIGHT-OF-WAY LYING SOUTH OF LOT 5, LOT 6, AND THE NORTH-SOUTH VACATED ALLEY, BLOCK 29, TOWN OF DE MOINE, AN OFFICIAL PLAT NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA

2. The City Clerk is hereby authorized and directed to forward a certified copy of this resolution to the Real Estate Division.

3. The Real Estate Division is authorized and directed to forward the certified copy of this resolution to the Polk County Recorder for the purpose of causing said document to be recorded.

Moved by Boesen to adopt.

APPROVED AS TO FORM:

/s/ Lisa A. Wieland

Lisa A. Wieland, Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, GATTO, GRAY, MANDELBAUM, VOSS, WESTERGAARD, and TOTAL.

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.

Handwritten signature of J. M. Frankin Coome, Mayor

Handwritten signature of P. Kay Cmelik, City Clerk