



Roll Call Number

23-1537

Agenda Item Number

22

Date November 6, 2023

SET HEARING FOR APPROVAL OF DOCUMENTS FOR CONVEYANCE OF VACATED ALLEY RIGHT-OF-WAY LOCATED SOUTH OF AND ADJOINING 2917 MAPLE STREET TO SEMIR SALIHOVIC FOR \$50.00

WHEREAS, on July 21, 1980, by Roll Call No. 3530, the City Council of the City of Des Moines, Iowa voted to pass Ordinance No. 9787 vacating the east-west alley right-of-way located south of and adjoining Lots 1 through 11, Block 9, Farwell Place, in Des Moines, including that portion lying south of and adjoining 2917 Maple Street, subject to the reservation of easements for public utilities then in place with right of entry for servicing same; and

WHEREAS, Semir Salihovic, owner of 2917 Maple Street, Des Moines, Iowa, has offered to the City of Des Moines ("City") the purchase price of \$50.00 for the purchase of the portion of the vacated alley right-of-way lying south of and adjoining his property at 2917 Maple Street (hereinafter "Property"), for assemblage with 2917 Maple Street, 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 south of and adjoining 2917 Maple Street, as legally described, to the grantee, and for the consideration identified below, subject to a reservation of easements therein:

Grantee: Semir Salihovic

Consideration: \$50.00

Legal Description: THE NORTH HALF (N 1/2) OF VACATED ALLEY RIGHT OF WAY LYING SOUTH OF AND ADJOINING LOT 5, BLOCK 9, FARWELL PLACE, AN OFFICIAL PLAT, AND THE SOUTH HALF (S 1/2) OF VACATED ALLEY RIGHT OF WAY LYING NORTH OF AND ADJOINING LOT 10, BLOCK 3, ELLIOTT'S ADDITION TO GRANT PARK, POLK CO, IOWA, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND CONTAINING APPROXIMATELY 600 SQUARE FEET.

- 2. A public hearing shall be held on November 20, 2023, 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.

- 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.

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4. Non-project related land sale proceeds are used to support general operating budget expenses: Org – EG064090.

Moved by Gatto to adopt. Second by Boesen

APPROVED AS TO FORM:

/s/ Chas M. Cahill
Chas M. Cahill, Assistant City Attorney

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

CERTIFICATE

I, Laura Baumgartner, 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.

J. M. Franklin Cownie Mayor

Laura Baumgartner City Clerk