

WITHDRAWN



Roll Call Number

25-0433

Agenda Item Number

23

Date March 24, 2025

**SET HEARING FOR APPROVAL OF DOCUMENTS FOR CONVEYANCE OF
VACATED ALLEY RIGHT-OF-WAY ADJOINING 1014 VIRGINIA AVENUE TO
HOME OPPORTUNITIES MADE EASY, INC. D/B/A H.O.M.E., INC. AND
WESLEY A. KIRSCHER FOR \$100.00**

WHEREAS, on January 8, 2001, by Roll Call No. 01-122, the City Council of the City of Des Moines, Iowa passed Ordinance No. 13,903 vacating the east/west alley right-of-way 680 feet east of the north/south alley between Virginia Avenue and Pleasant View Drive, all west of SW 9th Street, subject to the reservation of easements for public utilities then in place with right of entry for servicing same; and

WHEREAS, Home Opportunities Made Easy, Inc. d/b/a H.O.M.E., Inc. has offered to the City of Des Moines, Iowa ("City") the purchase price of \$75.00 for the purchase of the north half of the vacated east/west alley right-of-way located south of and adjoining 1014 Virginia Avenue and the south half of the vacated east/west alley right of way lying north of and adjoining 1015 Pleasant View Drive, and Wesley A. Kirscher has offered to the City the purchase price of \$25.00 for the south half of the vacated east/west alley right-of-way located north of and adjoining 1021 Pleasant View Drive (hereinafter collectively "Property"), for incorporation into their adjoining properties for expanded side yard, 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 portions of alley right-of-way lying south of and adjoining 1014 Virginia Avenue, as legally described, to the grantees, and for the consideration identified below, subject to a reservation of easements therein:

Grantee: Home Opportunities Made Easy, Inc. d/b/a H.O.M.E., Inc.

Consideration: \$75.00

Legal Description:

THE NORTH HALF (N 1/2) OF THE VACATED ALLEY RIGHT OF WAY
LYING SOUTH OF AND ADJOINING LOT 21, VIRGINIA HEIGHTS, AN
OFFICIAL PLAT,

AND



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THE SOUTH HALF (S 1/2) OF THE VACATED ALLEY RIGHT OF WAY LYING NORTH OF AND ADJOINING THE EAST 50.0 FEET OF LOT 31 IN SAID VIRGINIA HEIGHTS,

ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND CONTAINING APPROXIMATELY 900 SQUARE FEET.

Grantee: Wesley A. Kirscher

Consideration: \$25.00

Legal Description:

THE SOUTH HALF (S 1/2) OF THE VACATED ALLEY RIGHT OF WAY LYING NORTH OF AND ADJOINING THE WEST 50.0 FEET OF LOT 31, VIRGINIA HEIGHTS, 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 April 7, 2025 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.
4. Non-project related land sale proceeds are used to support general operating budget expenses: Org – EG064090.



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Moved by _____ to adopt. Second by _____.

APPROVED AS TO FORM:

/s/ Grant Hyland

Grant Hyland, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN				
SIMONSON				
VOSS				
COLEMAN				
WESTERGAARD				
MANDELBAUM				
GATTO				
TOTAL				
MOTION CARRIED				
				APPROVED
				Mayor

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.

City Clerk