



Roll Call Number

26-0576

Agenda Item Number

32

Date May 4, 2026

**HOLD HEARING FOR VACATION OF A PORTION OF BATES PARK
LOCATED AT 220 CLARK STREET**

WHEREAS, on March 24, 2026, the Parks and Recreation Board voted to approve a recommendation from the Des Moines Parks and Recreation Department that the City Council of the City of Des Moines vacate a portion of Bates Park located at 220 Clark Street, Des Moines, Iowa; and

WHEREAS, there is no known current or future public need or benefit for the portion of Bates Park, legally described below, proposed to be vacated and the City will not be inconvenienced by the vacation of said portion of Bates Park as parkland.

WHEREAS, on April 20, 2026, by Roll Call No. 26-0493, it was duly resolved by the City Council of the City of Des Moines, Iowa, that the proposed vacation of parkland be set for hearing on May 4, 2026, at 5:00 p.m., in the City Council Chambers, T.M. Franklin Cownie City Administration Building, 1200 Locust Street, Des Moines, Iowa; and

WHEREAS, due notice of said proposal to vacate a rarely used portion of Bates Park, was given to all necessary parties as provided by law, setting forth the time and place for hearing on said proposal; and

WHEREAS, in accordance with City Council direction, those interested in the proposed vacation, both for and against, have been given an opportunity to be heard with respect thereto and have presented their views to the City Council.

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

1. Upon due consideration of the facts and statements of interested persons, any and all objections to the proposed vacation of a portion of Bates Park, as described herein, are hereby overruled and the hearing is closed.
2. There is no public need or benefit for the rarely used portion of Bates Park proposed to be vacated, and the public would not be inconvenienced by reason of the vacation of said parkland, legally described as follows, and said vacation is hereby approved, subject to the reservation of any necessary easements for all existing utilities in place until such time as they may be abandoned or relocated:

LOTS 57 THROUGH 60 IN MARSHALL’S SECOND ADDITION, AN OFFICIAL PLAT,

AND

ALL OF LOT “A” IN SAID MARSHALL’S SECOND ADDITION LYING WEST OF AND ADJOINING SAID LOTS 56 THROUGH 60,

AND



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ALL OF THE VACATED 7.50 FEET WIDE NORTH/SOUTH ALLEY RIGHT OF WAY IN BATES' SECOND ADDITION, AN OFFICIAL PLAT, LYING EAST OF AND ADJOINING LOTS 86 THROUGH 89 OF SAID BATES' SECOND ADDITION,

ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA, AND CONTAINING APPROXIMATELY 0.71 ACRES (31,051 SQUARE FEET).

- 3. Upon final passage of an ordinance vacating said parkland and approval by resolution of this City Council, the City Clerk is authorized and directed to forward the approved Ordinance, along with a certified copy of this resolution and of the affidavit of publication of the notice of this hearing to the Polk County Recorder's Office for the purpose of causing said documents to be recorded.

Moved by Barron to adopt. Second by Simonson.

APPROVED AS TO FORM:

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

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
BOESEN	✓			
SIMONSON	✓			
VOSS	✓			
BARRON	✓			
WESTERGAARD	✓			
MANDELBAUM	✓			
GATTO	✓			
TOTAL	7			

MOTION CARRIED APPROVED
Connie Bassen 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.

Laura Baumgartner
Laura Baumgartner, City Clerk