

Date November 20, 2006

SET HEARING FOR THE VACATION AND CONVEYANCE OF A SEGMENT OF THE NORTH/SOUTH ALLEY EXTENDING SOUTH FROM EAST UNIVERSITY AVENUE BETWEEN EAST 23<sup>RD</sup> COURT AND EAST 24<sup>TH</sup> STREET TO MICHAEL L. KINTER FOR \$2,385

WHEREAS, on October 23, 2006, by Roll Call No. 06-2086, the City Council adopted a recommendation from the City Plan and Zoning Commission that a segment of the North/South alley extending south from East University Avenue between East 23<sup>rd</sup> Court and East 24<sup>th</sup> Street, hereinafter more fully described, be vacated and sold; and

WHEREAS, the grantee identified below is the owner of property abutting such right-of-way and has offered to the City of Des Moines the purchase price identified below for the vacation and purchase of the portion of such right-of-way described below.

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

1. That the City Council of the City of Des Moines shall consider adoption of an ordinance permanently vacating a segment of the North/South alley extending south from East University Avenue between East 23<sup>rd</sup> Court and East 24<sup>th</sup> Street, more specifically described as follows:

All of the North/South alley right-of-way lying East of and adjoining Lots 55 through 59, and lying East of and adjoining the South 11.23 feet of Lot 60, and lying South of the present South right-of-way line of East University Avenue, all in Block 6, York's Choice, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

2. That if the City Council decides to vacate the above described right-of-way, the City of Des Moines proposes to sell such right-of-way, as described below, to the grantee and for the consideration identified below:

To: Michael L. Kinter for \$2,385

All of the vacated North/South alley right-of-way lying East of and adjoining Lots 55 through 59, and lying East of and adjoining the South 11.23 feet of Lot 60, and lying South of the present South right-of-way line of East University Avenue, all in Block 6, York's Choice, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

DESCRIPTION REVIEWED  
11-15-06

★ Roll Call Number

Agenda Item Number

20

Dispositions - Kinter: Page 2

Date November 20, 2006

3. That the meeting of the City Council at which the adoption of said ordinance and the sale and conveyance of such real estate is to be considered shall be on December 4, 2006, said meeting to be held at 5:00 p.m., in the Council Chamber.

4. That the City Clerk is hereby authorized and directed to publish notice of said proposal in the form hereto attached all in accordance with §362.3 of the Iowa Code.

5. The proceeds from the sale of this property shall be deposited into the following account: 2006-07 Operating Budget, Page 310, Property Maintenance, SP767.

Moved by \_\_\_\_\_ to adopt.

APPROVED AS TO FORM:

Ann DiDonato  
Ann DiDonato  
Assistant City Attorney

*psw*

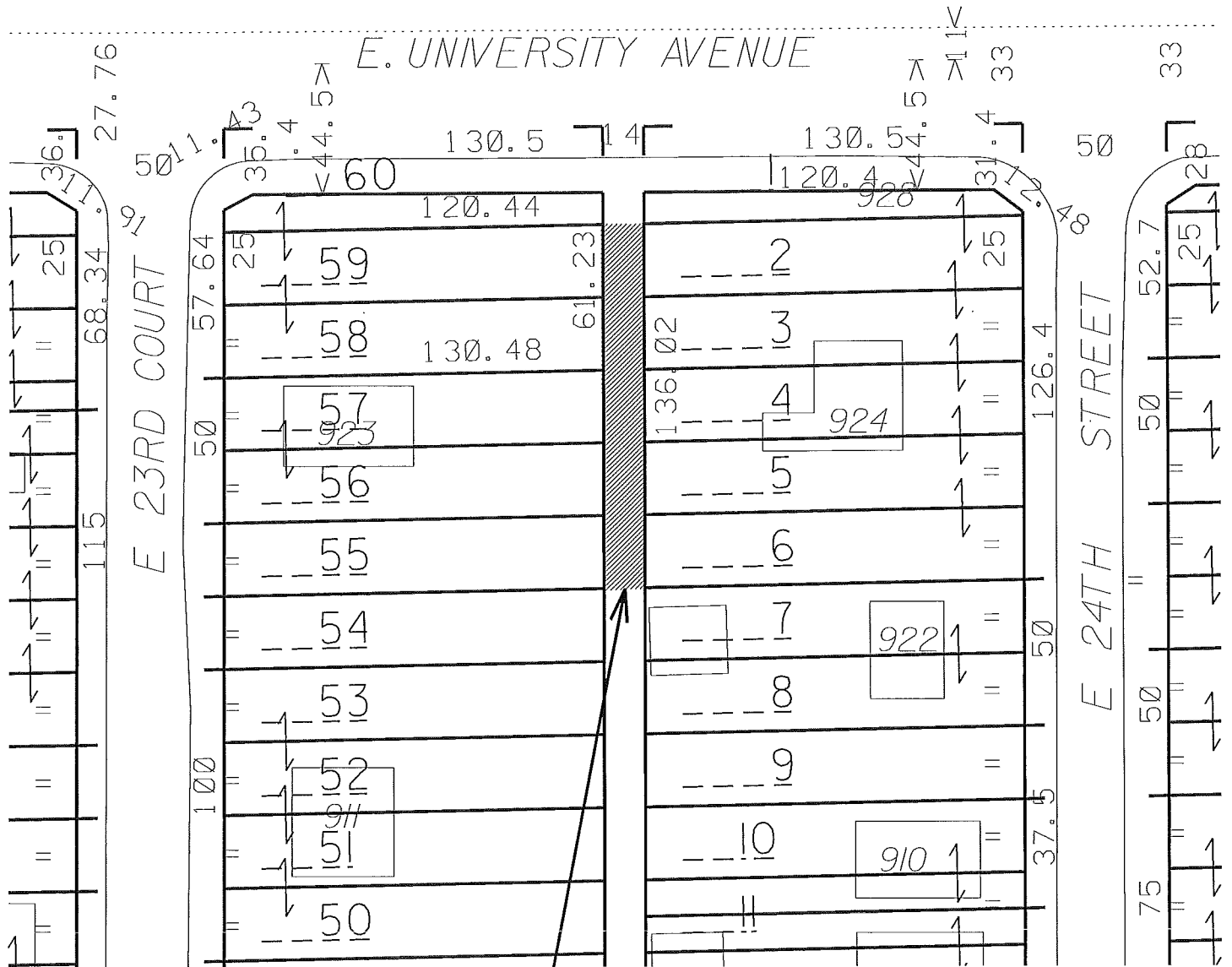
COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
VLASSIS				
TOTAL				
MOTION CARRIED		APPROVED		
_____ Mayor				

**CERTIFICATE**

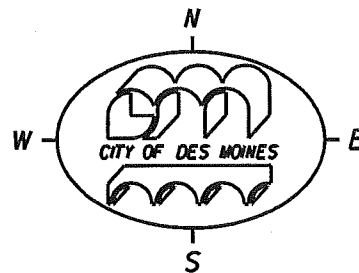
I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

\_\_\_\_\_ City Clerk



PROPERTY  
LOCATION



PROPERTY DISPOSITION  
MICHAEL KINTER  
ACTIVITY I.D. 34-2007-029