



**Roll Call Number**

08-1099

**Agenda Item Number**

10

**Date** June 23, 2008

Dispositions – State of Iowa: Page 1

**SET HEARING FOR CORRECTED VACATION AND CONVEYANCE OF VARIOUS SEGMENTS OF RIGHT-OF-WAY IN THE VICINITY OF 3001 LOGAN AVENUE TO THE STATE OF IOWA**

**WHEREAS**, on April 21, 2008, by Roll Call No. 08-720, after notice and public hearing, the City Council intended to approve the vacation and conveyance of various segments of right-of-way in the vicinity of 3001 Logan Avenue to the State of Iowa, described below, but said Roll Call contained an error in the legal description of Parcel A therein; and

**WHEREAS**, the State of Iowa is the owner of property abutting such right-of-way and has paid to the City of Des Moines the purchase price of \$13,280.00 for the purchase 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 various segments of right-of-way in the vicinity of 3001 Logan Avenue, more specifically described as follows:

Parcel A

All that part of East 30th Court (previously known as Elbert Street) right-of-way lying East of and adjoining the East/West alley right-of-way lying South of and adjoining Lots 4 through 12, Block B, Cotton Mill Addition to Grand Park, an Official Plat and lying East of and adjoining Lot 24 of said Block B, and lying East of and adjoining Logan Avenue lying South of and adjoining said Block B, and lying East of and adjoining Block C of said Cotton Mill Addition, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

Parcel B

All that part of Logan Avenue right-of-way lying North of and adjoining Lots 1 through 12, Block C, Cotton Mill Addition to Grand Park, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

Parcel C

All that part of East/West alley right-of-way lying South of and adjoining Lots 4 through 12, Block B, Cotton Mill Addition to Grand Park, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

Parcel D

All of the East/West alley right-of-way lying South of and adjoining Lots 1 through 12, Block C,

DESCRIPTION APPROVED

*[Signature]*  
6/18/08 08:23



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Cotton Mill Addition to Grand Park, 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 Council proposes to convey such vacated right-of-way to the State of Iowa in consideration of the purchase price of \$13,280.00 as previously paid.

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 July 14, 2008, 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 attached hereto, all in accordance with section 362.3 of the Iowa Code.

Moved by Vlassis to adopt.

**APPROVED AS TO FORM:**

Glenna K. Frank  
Glenna K. Frank  
Assistant City Attorney

*485*

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
HENSLEY	✓			
KIERNAN	✓			
MAHAFFEY	✓			
MEYER	✓			
VLASSIS	✓			
TOTAL	7			

**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.

J. M. Franklin Mayor

Diane Rauh City Clerk