

★ Roll Call Number
14-0311

Agenda Item Number
14

Date March 10, 2014

SET HEARING FOR CONVEYANCE OF A PORTION OF THE VACATED EAST/WEST ALLEY RIGHT-OF-WAY ADJOINING 1709 FRANCIS AVENUE TO OLGA MARINA AYALA FOR \$25

WHEREAS, on February 6, 1978, City Council approved and adopted Ordinance No. 9365 vacating all of the east/west alley right-of-way north of Francis Avenue and south of Hickman Road between 16th Street and 18th Street, including the portion thereof adjoining 1709 Francis Avenue ("Property"), subject to the reservation of an easement for all utilities in place and reservation of right of entry for servicing same; and

WHEREAS, Olga Marina Ayala, owner of 1709 Francis Avenue, has offered to the City of Des Moines the purchase price of \$25.00 for the purchase of such Property for incorporation into her residential property, which price reflects the fair market value of the Property as currently estimated by the City's Real Estate Division; and

WHEREAS, there is no known current or future public need for the 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, that:

1. The City Council of the City of Des Moines, Iowa proposes to sell the portion of the vacated east/west alley right-of-way north of Francis Avenue and south of Hickman Road between 16th Street and 18th Street that adjoins 1709 Francis Avenue, as legally described and to the grantee and for the consideration identified below, subject to reservation of easements therein:

To: Olga Marina Ayala

For: \$25.00

Legal Description:

THE SOUTH ½ OF THE VACATED ALLEY RIGHT-OF-WAY LYING NORTH OF AND ADJOINING LOT 9, BLOCK 1, NORWOOD PARK ADDITION TO NORTH DES MOINES, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF THE CITY OF DES MOINES, POLK COUNTY, IOWA.

2. A public hearing shall be held on March 24, 2014 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.

★ Roll Call Number
14-0377

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

Moved by Kensley to adopt.

APPROVED AS TO FORM:

Glenna K. Frank
Glenna K. Frank
Assistant City Attorney

rsn

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GATTO	✓			
GRAY	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MOORE	✓			
TOTAL	7			

MOTION CARRIED APPROVED
T. M. Franklin 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.

Diane Rauh City Clerk