

★ Roll Call Number

23-0719

Agenda Item Number

20

Date May 22, 2023

**SET HEARING FOR APPROVAL OF DOCUMENTS FOR CONVEYANCE OF
VACATED ALLEY RIGHT-OF-WAY LOCATED WEST OF AND ADJOINING
1530 EAST 17TH COURT TO JAMES BLAKE FOR \$25.00**

WHEREAS, on January 4, 1961, the City Council of the City of Des Moines, Iowa voted to pass Ordinance No. 6330 vacating the north-south alley right-of-way between East 17th Street and East 17th Court from the south line of East Washington Avenue to the north line of Cleveland Avenue, subject to the reservation of easements for public utilities then in place with right of entry for servicing same; and

WHEREAS, James Blake, owner of 1530 East 17th Court, Des Moines, Iowa, has offered to the City of Des Moines ("City") the purchase price of \$25.00 for the purchase of the east half of the vacated alley right-of-way lying west of and adjoining his property at 1530 East 17th Court (hereinafter "Property"), for assemblage with 1530 East 17th Court, 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 east half of the vacated alley right-of-way lying west of and adjoining 1530 East 17th Court, as legally described, to the grantee, and for the consideration identified below, subject to a reservation of easements therein:

Grantee: James Blake

Consideration: \$25.00

Legal Description: A STRIP OF GROUND SEVEN (7) FEET IN WIDTH LYING WEST OF AND ADJACENT TO THE NORTH HALF (N 1/2) OF LOT 5 AND LYING WEST OF AND ADJACENT TO ALL OF LOT 4, IN BLOCK 3, STALFORD AND DIXON'S ADDITION, AN OFFICIAL PLAT, ALL NOW INCLUDED IN AND FORMING A PART OF CITY OF DES MOINES, POLK COUNTY, IOWA AND CONTAINING APPROXIMATELY 420 SQUARE FEET.

2. A public hearing shall be held on June 12, 2023, 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.

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

Moved by Gatto to adopt. Second by Boesen.

APPROVED AS TO FORM:

/s/ Mackenzie L. Moreno
Mackenzie L. Moreno, Assistant City Attorney

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, BOESEN, GATTO, MANDELBAUM, SHEUMAKER, VOSS, WESTERGAARD, and TOTAL.

MOTION CARRIED APPROVED
Signature of J. M. Frankie Cownie, 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.

Signature of Laura Baumgartner, City Clerk