



Council Communication

Office of the City Manager

Date July 23, 2007

Agenda Item No. 49
Roll Call No. 07-
Communication No. 07-449
Submitted by: Jeb E. Brewer, P.E.
City Engineer

AGENDA HEADING:

Hold hearing on the vacation and conveyance of the North/South alley between 24th Street and 25th Street, extending North from Rollins Avenue, to adjoining property owners for \$400.

SYNOPSIS:

Approval for vacation and conveyance of property to the adjoining property owners. This action is required by Iowa law prior to making a final determination on the proposed sale by resolution. There is no current or anticipated public need for this property.

FISCAL IMPACT:

Amount: \$400 (Revenue)

Funding Source: 2007-08 Operating Budget, Page 259, Property Maintenance, SP767

ADDITIONAL INFORMATION:

On September 12, 2005, by Roll Call No. 05-2198, the City Council adopted a recommendation from the City Plan and Zoning Commission that the North/South alley between 24th Street and 25th Street, extending north from Rollins Avenue, be vacated and sold to the adjoining property owners, subject to the following:

- 1) Reservation of easements for all existing utilities now in place with right-of-entry for servicing same.
- 2) That portion of the alley located south of the North line of the South half of Lot 2, Ira P. Wetmore's Addition, be vacated only if it is conveyed to the owner of 912 24th Street, since the property at 912 24th Street would otherwise become landlocked.

The purchase of this property will allow the adjoining residential property owners to assemble the vacated alley right-of-way with additional owned property for back yard expansion. The property being conveyed consists of approximately 5,320 square feet, and the following owners, including the owner of 912 24th Street, have submitted offers to purchase their portion of the alley:

- 1) Daniel Hearn, 935 25th Street, Des Moines, IA 50312 (\$50)
- 2) Marc A. Cadd and Harmony J. Linden, 922 24th Street, Des Moines, IA 50312 (\$50)
- 3) Adam Hill, 920 24th Street, Des Moines, IA 50312 (\$100)
- 4) Tammy R. Winfield, 918 24th Street, Des Moines, IA 50312 (\$50)
- 5) J & M Investments, William M. Lister, General Partner, 912 24th Street, Des Moines, IA 50312 (\$150)

PREVIOUS COUNCIL ACTION(S):

Date: July 9, 2007

Roll Call Number: [07-1285](#)

Action: On vacation and conveyance of the north/south alley between 24th Street and 25th Street, extending north from Rollins Avenue, to adjoining property owners, \$400, (7-23-07). Moved by Hensley to adopt. Motion Carried 7-0.

Date: September 12, 2005

Roll Call Number: 05-2198

Action: Regarding request from Woodland Heights Organization for vacation and conveyance of the north/south alley between 24th and 25th Streets from Rollins Avenue to Interstate 235, subject to conditions. Moved by Hensley to receive and file, and to refer to the City Manager for further processing in accordance with the standard City property disposition procedures. Motion Carried 7-0.

BOARD/COMMISSION ACTION(S):

Date: September 1, 2005

Roll Call Number: City Plan and Zoning Commission

Action: Approved request for vacation and conveyance of the North/South alley between 24th Street and 25th Street, extending North from Rollins Avenue, subject to reservation of easements for all utilities in place, and that portion of the alley located South of the North line of the South half of Lot 2, Ira P. Wetmore's Addition be vacated only if it is conveyed to the owner of 912 24th Street, since the property at 912 2rd Street would otherwise become landlocked.

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE