



**Council
Communication**
Office of the City Manager

Date April 21, 2008

Agenda Item No. 61
Roll Call No. 08-
Communication No. 08-227
Submitted by: **Jeb E. Brewer, P.E.**
City Engineer

AGENDA HEADING:

Hold hearing for vacation and conveyance of the North/South alley right-of-way North of University Avenue and East of 30th Street to Drake University for \$1 and other valuable consideration.

SYNOPSIS:

Recommend approval for vacation and conveyance of said property to Drake University, Victoria Payseur, Vice President, 2507 University Avenue, Des Moines, Iowa, 50311, for \$1 and other valuable consideration. 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: \$1 - Plus Other Valuable Consideration (Revenue)

Funding Source: 2007-08 CIP, Page Street – 8, City-wide Paving Program, STR013

ADDITIONAL INFORMATION:

On February 25, 2008, by Roll Call No. 08-287, City Council approved the acquisition of the necessary right-of-way and easements for Carpenter Avenue reconstruction from 30th Street to 31st Street. A partial acquisition of approximately 6,901 square feet and a temporary construction easement consisting of approximately 2,754 square feet are required from Drake University's property for this project.

As part of Drake University's participation in this project, Drake has agreed to convey the partial and temporary property interests to the City in exchange for vacation and conveyance of the North/South alley right-of-way North of University Avenue and East of 30th Street, which consists of approximately 3,118 square feet. Drake owns all of the adjoining property on both sides of this alley and the alley is not used or needed for continued vehicular access by the general public. The estimated fair market value of the property interests required from Drake and the estimated fair market value of the City's alley are comparable, given the size, location and other characteristics that are considered in the valuation process.

PREVIOUS COUNCIL ACTION(S):

Date: April 7, 2008

Roll Call Number: 08-566

Action: On vacation and conveyance of north/south alley right-of-way, north of University Avenue and east of 30th Street to Drake University, \$1 and other valuable consideration, (4-21-08). Moved by Vlassis to adopt. Motion Carried 6-1.

BOARD/COMMISSION ACTION(S):

Date: April 3, 2008

Roll Call Number: City Plan and Zoning Commission

Action: Recommended conditional approval for vacation and conveyance of the North/South alley right-of-way North of University Avenue and East of 30th Street, subject to an easement for all existing utilities.

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

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