



**Council
Communication**
Office of the City Manager

Date

July 28, 2008

Agenda Item No. 44
Roll Call No. ~~08-~~
Communication No. ~~08-437~~
Submitted by: **Jeb E. Brewer, P.E.**
City Engineer

AGENDA HEADING:

Hearing for vacation and conveyance of east/west alley adjoining 816 Virginia Avenue to Samuel J. Fucaloro for \$75.

SYNOPSIS:

Recommend approval of vacation and conveyance of the east/west alley adjoining 816 Virginia Avenue to Samuel J. Fucaloro, 816 Virginia Avenue, Des Moines, Iowa, 50315, for \$75. 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: \$75 (Revenue)

Funding Source: Sale proceeds will be deposited into the Property Maintenance Endowment Fund, SP767 ENG9800500. The first \$175,000 of annual proceeds to the Property Maintenance Endowment Fund will be returned to the General Fund (GE001 ENG040700) to offset the operating budget of the Engineering – Real Estate division.

ADDITIONAL INFORMATION:

On June 9, 2008, by Roll Call No. 08-989, the City Council adopted a recommendation from the City Plan and Zoning Commission that the east/west alley adjoining 816 Virginia Avenue be vacated and sold, subject to reservation of an easement for all utilities now in place with the right-of-entry for servicing same.

The sale of this parcel will help reduce the City's alley ownership, and will allow the adjoining residential property owner to assemble the vacated alley right-of-way with additional owned property for back yard expansion. The property being conveyed consists of approximately 810 square feet, and Samuel J. Fucaloro, owner of 816 Virginia Avenue, has submitted an offer of \$75 to purchase the portion of the alley adjoining his property.

PREVIOUS COUNCIL ACTION(S):

Date: July 14, 2008

Roll Call Number: [08 - 1195](#)

Action: On vacation and conveyance of east/west alley adjoining 816 Virginia Avenue to Samuel J. Fucaloro, \$75, (7-28-08). Moved by Mahaffey to adopt. Motion Carried 7-0.

Date: June 9, 2008

Roll Call Number: [08-989](#)

Action: Regarding request from Samuel Fucaloro, owner of the adjoining property at 816 Virginia Avenue, for vacation and conveyance of the westernmost 58 feet of the dead end segment of east/west alley between Virginia Avenue and Pleasant View Drive extending west from SW 7th Street, subject to conditions. Moved by Hensley to receive and file and refer to the Engineering Department, Real Estate Division. Motion Carried 7-0.

BOARD/COMMISSION ACTION(S):

Date: May 15, 2008

Roll Call Number: Plan and Zoning Commission

Action: Moved for approval of the requested vacation and conveyance subject to conditions. Motion passed 11-0.

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

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