



**Council  
Communication**  
Office of the City Manager

<b>Date</b>	September 8, 2008
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<b>Agenda Item No.</b>	<b>38</b>
<b>Roll Call No.</b>	<b><u>08-</u></b>
<b>Communication No.</b>	<b><u>08-526</u></b>
<b>Submitted by:</b>	<b>Jeb E. Brewer, P.E. City Engineer</b>

**AGENDA HEADING:**

Hearing on conveyance of portions of the vacated north/south alley right-of-way between East 16<sup>th</sup> Street and Sampson Street, south of East Hull Avenue, to Luther Care Services for \$1,640.

**SYNOPSIS:**

Recommend approval for conveyance of property to Luther Care Services, Denny Garland, Director, 1555 Hull Avenue, Des Moines, Iowa, 50316, for \$1,640. 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: \$1,640 (Revenue)

Funding Source: Sale proceeds will be deposited into the Property Maintenance Endowment Fund, SP767, ENG980500. 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 May 25, 1964, by Roll Call No. 64-2646, the City Council approved Ordinance No. 7078 vacating the northern portion of the north/south alley right-of-way between East 16<sup>th</sup> Street and Sampson Street, south of East Hull Avenue. On August 15, 1977, by Roll Call No. 77-3548, the City Council approved Ordinance No. 9319 vacating the southern portion of this alley right-of-way.

Portions of the above described residential alley were previously sold. The buyer plans to incorporate the remaining alley right-of-way with adjoining property they currently own for a planned senior living development. The property being conveyed consists of approximately 1,640 square feet.

Luther Care Services has submitted an offer of \$1,640 to purchase the above referenced alley right-of-way, which is equal to the estimated fair market value.

**PREVIOUS COUNCIL ACTION(S):**

Date: August 25, 2008

Roll Call Number: 08-1500

Action: On conveyance of portions of the vacated north/south alley right-of-way between E. 16<sup>th</sup> Street and Sampson Street, south of E. Hull Avenue to Luther Care Services for \$1,640, (9-8-08). Moved by Vlassis to adopt. Motion Carried 6-1.

**BOARD/COMMISSION ACTION(S): NONE**

**ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE**

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