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|  <p style="text-align: center;">Council Communication Office of the City Manager</p> | Date | December 8, 2008 |
| | Agenda Item No. 40 Roll Call No. 08- Communication No. 08-726 Submitted by: Jeb E. Brewer, P.E., City Engineer | |

AGENDA HEADING:

Hold Hearing for vacation and conveyance of a dead-end segment of east/west alley adjoining 812 Virginia Avenue between Virginia Avenue and Pleasant View Drive, west of SW 7th Street to Jeff Law for \$50.

SYNOPSIS:

Recommend approval for vacation and conveyance of such right-of-way to Jeff A. Law, 812 Virginia Avenue, Des Moines, Iowa, 50315, for \$50. 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: \$50 (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 October 27, 2008, by Roll Call No. 08-1839, the City Council adopted a recommendation from the City Plan and Zoning Commission regarding a dead-end segment of the east/west alley adjoining 812 Virginia Avenue between Virginia Avenue and Pleasant View Drive, west of SW 7th Street, hereinafter more fully described, be vacated and sold subject to reservation of necessary public utility and a no build easement.

This property consists of approximately 750 square feet and its sale will allow the adjoining residential property owner to assemble the vacated alley right-of-way with additional owned property for yard expansion. Jeffery A. Law has submitted an offer of \$50, to purchase the portion of alley adjoining his property, which is equal to the estimated fair market value.

PREVIOUS COUNCIL ACTION(S):

Date: November 24, 2008

Roll Call Number: 08-2045

Action: On vacation and conveyance of a dead-end segment of east/west alley adjoining 812 Virginia Avenue between Virginia Avenue and Pleasant View Drive, west of SW 7th Street to Jeff Law, \$50, (12-8-08). Moved by Vlassis to adopt. Motion Carried 7-0.

BOARD/COMMISSION ACTION(S):

Date: October 27, 2008

Roll Call Number: Plan and Zoning Commission

Action: Recommend approval for vacation and conveyance of a dead-end segment of east/west alley adjoining 812 Virginia Avenue between Virginia Avenue and Pleasant View Drive, west of SW 7th Street

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

For more information on this and other agenda items, please call the City Clerk's Office at 515-283-4209 or visit the Clerk's Office on the second floor of City Hall, 400 Robert D Ray Drive. Council agendas are available to the public at the City Clerk's Office on Thursday afternoon preceding Monday's Council meeting. Citizens can also request to receive meeting notices and agendas by email by calling the Clerk's Office or sending their request via email to cityclerk@dmgov.org.