

 <p style="text-align: center;"><b>Council Communication</b> Office of the City Manager</p>	<b>Date</b>	April 20, 2009
	<b>Agenda Item No.</b> <b>56</b> <b>Roll Call No.</b> <b>09-</b> <b>Communication No.</b> <b>09-246</b> <b>Submitted by: Jeb E. Brewer, P.E.,</b> <span style="padding-left: 100px;"><b>City Engineer</b></span>	

**AGENDA HEADING:**

Hold hearing for the conveyance of City-owned property locally known as 2940 State Street, located on the north side of State Street between E 29<sup>th</sup> and E 30<sup>th</sup> Streets, to Anthony and Susan Franceschine, for \$500.

**SYNOPSIS:**

Recommend approval of the conveyance of 2940 State Street, to Anthony and Susan Franceschine, 2942 State Street, Des Moines, Iowa 50317, for \$500. This action is required 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: \$500 (Revenue)

Funding Source: Sale proceeds will be deposited in: 2009/10 CIP, Storm Water Improvements, City-wide Storm Water Utility Projects, STE057, PWK990000, Page 4.

**ADDITIONAL INFORMATION:**

On August 24, 1998, by Roll Call No. 98-2696, the City Council of the City of Des Moines, Iowa, authorized the acquisition of the necessary right-of-way and easements for the construction of the 7<sup>th</sup> Ward Ditch Wooden Box Replacement – Phase 1, and the property located at 2940 State Street was purchased from William D. and Linda L. Gilroy in November 1998.

The project has been completed and the excess property determined. Due to the sewer improvements located on the property, the City of Des Moines will sell this property subject to a no-build restriction, and an easement reservation for sanitary sewer, storm sewer and surface water flowage easement and any other existing utilities.

On March 2, 2009, the City’s Engineering Department – Real Estate Division sent bid packets to adjoining property owners, with the following offer received:

1. \$500 from Anthony and Susan Franceschine, 2942 State Street, Des Moines, Iowa 50317, to be used as side yard and play area for children.

**PREVIOUS COUNCIL ACTION(S):**

Date: November 16, 1998

Roll Call Number: 98-3532

Action: Offer to Purchase Real Estate and Acceptance and Warranty Deed in conjunction with 7th Ward Ditch Wooden Box Replacement - Phase 1, from William D. Gilroy and Linda L. Gilroy, 2940 State Avenue - \$60,000. Moved by Hensley to adopt. Motion Carried 5-2.

Date: August 24, 1998

Roll Call Number: 98-2696

Action: (C) Purchase of 5 Project-Related properties for Hazard Mitigation, (Grandview Avenue and Seventh Ward Ditch) Capital Improvement Funds. SPONSOR: McPherson. Moved by Hensley to adopt. Motion Carried 7-0.

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

**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](mailto:cityclerk@dmgov.org).