

 <p style="text-align: center;">Council Communication Office of the City Manager</p>	Date	November 23, 2009
	Agenda Item No. 53 Roll Call No. <u>09-</u> Communication No. <u>09-822</u> Submitted by: Jeb E. Brewer, P.E., City Engineer	

AGENDA HEADING:

Hold Hearing for the conveyance of City-owned real estate adjoining 1404 Emma Avenue to Nicholas P. Tursi for \$100.

SYNOPSIS:

Recommend approval of the conveyance of City-owned real estate adjoining 1404 Emma Avenue to Nicholas P. Tursi for \$100. 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. The sale of this property will help reduce the City’s ownership of excess land and will allow Mr. Tursi to use the property as an additional side-yard.

FISCAL IMPACT:

Amount: \$100 (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:

Nicholas Tursi is the owner of the property located at 1404 Emma Avenue. Mr. Tursi has agreed to purchase the City-owned lot located west of and adjoining his property for \$100. The only public need for this property is for storm sewer and surface water flow purposes. The conveyance of this 10-foot wide lot is restricted to side-yard use only, due to the reservation of a permanent easement for storm sewer and surface water flow and a no-build restriction.

PREVIOUS COUNCIL ACTION(S):

Date: November 9, 2009

Roll Call Number: 09-2008

Action: On conveyance of City-owned property adjoining 1404 Emma Avenue to Nicholas P. Tursi, \$100, (11-23-09). Moved by Hensley to adopt. Motion Carried 6-1.

Date: June 8, 1959

Roll Call Number: 2086

Action: Accept and approve the Warranty Deed from Community Builders, Inc. for \$100

BOARD/COMMISSION ACTION(S): NONE

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

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