

 <p style="text-align: center;">Council Communication Office of the City Manager</p>	Date: March 14, 2011
	Agenda Item No. 34 Roll Call No. <u>11-0454</u> Communication No. <u>11-148</u> Submitted by: Jeb E. Brewer, P.E. City Engineer

AGENDA HEADING:

Hold hearing for the vacation and conveyance of a segment of Morton Avenue, east of and including a portion of Idaho Street to Grand View University, for \$12,150.

SYNOPSIS:

Recommend vacation and conveyance of such property to Grand View University, Adam J. Voigts, Vice President, 1200 Grandview Avenue, Des Moines, Iowa 50316, for \$12,150. The property is being requested for purchase by Grand View University for expansion of their existing campus. There is no current or anticipated public need for this property and this action is required by Iowa law prior to making a final determination on the proposed sale by resolution.

FISCAL IMPACT:

Amount: \$12,150 (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:

Grand View University is the owner of property abutting the above-described property, and has offered to the City of Des Moines the purchase price of \$12,150 for the purchase of such property for expansion of their existing campus, subject to reservation of utility easements in-place. The property consists of approximately 6,075 square feet and the purchase price reflects the fair market value of the property as currently estimated by the City’s Real Estate Division. There is no current or anticipated public need for this property and conveyance of the property will allow Grand View University to proceed with expansion of their existing campus.

VACATE & CONVEY
to Grand View University



PREVIOUS COUNCIL ACTION(S):

Date: February 28, 2011

Roll Call Number: [11-0350](#), [11-0351](#), [11-0352](#), [11-0353](#), [11-0354](#)

Action: On proposal from Grand View University, and Russell and Betty Walker for property at 1422 and 1431 Morton Avenue of the following:

- (A) Amending the Grand View East PUD Conceptual Plan, to provide for expanded off-street parking and landscaping on the southwestern portion of the east campus. Moved by Moore to adopt. Motion Carried 6-0. Council Member Mahaffey declares a conflict of interest and abstains from voting.
- (B) Rezoning of the property from “R1-60” (One-Family Low-Density Residential) to “PUD” (Planned Unit Development). Moved by Moore to adopt and approve the rezoning and Conceptual Plan, subject to final passage of the rezoning ordinance. Motion Carried 6-0. Council Member Mahaffey declares a conflict of interest and abstains from voting.
- (C) First consideration of ordinance above. Moved by Moore that this ordinance be considered and given first vote for passage. Motion Carried 6-0. Council Member Mahaffey declares a conflict of interest and abstains from voting.

- (D) [Final](#) consideration of ordinance above (waiver requested by applicant), requires 6 votes. Moved by Moore that the rule requiring that an ordinance must be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended, that the ordinance be placed upon its final passage and that the ordinance do now pass, [#14,995](#). Motion Carried 6-0. Council Member Mahaffey declares a conflict of interest and abstains from voting.
- (E) [Setting](#) date of hearing on vacation and conveyance of segment of Morton Avenue, east of and including a portion of Idaho Street, to Grand View University, \$12,150, (3-14-11). Moved by Moore to adopt. Motion Carried 6-0. Council Member Mahaffey declares a conflict of interest and abstains from voting

Date: February 14, 2011

Roll Call Number: [11-0208](#) – [11-0209](#)

Action: [On](#) request from Grand View University to rezone property at 1422 and 1431 Morton Avenue from “R1-60” (One-Family Low-Density Residential) to “PUD” (Planned Unit Development) and to amend the Grand View East PUD Conceptual Plan to expand off-street parking and landscaping on the southwestern portion of the east campus, (2-28-11). Moved by Hensley to adopt. Motion Carried 6-0. Council Member Mahaffey declares a conflict of interest and abstains from voting.

- (A) [Recommendation](#) from Plan and Zoning Commission regarding request from Grand View University, to vacate a segment of Morton Avenue from Idaho Street to the east, subject to reservation of easements for any public utilities in place to remain until such time as Grand View University either assumes private ownership of the facilities or relocates the utilities with creation of new public easements. Moved by Hensley to receive and file and refer to the Engineering Department, Real Estate Division. Motion Carried 6-0. Council Member Mahaffey declares a conflict of interest and abstains from voting.

BOARD/COMMISSION ACTION(S):

Board: Plan and Zoning Commission

Date: January 20, 2011

Resolution Number: 11-2010-1.19

Action: APPROVAL

- Part A) To approve the requested vacation of Morton Avenue subject to reservation of easements for any public utilities in place to remain until such time as Grand View University either assumes private ownership of the facilities or relocates the utilities with creation of new public easements.
- Part B) To find the proposed rezoning in conformance with the Des Moines’ 2020 Community Character Plan future land use designation of Public/Semi-Public.

Part C) To approve the requested rezoning for an additional 0.54 acres to “PUD” Planned Unit Development.

Part D) To approve the amendment to the “PUD” Concept Plan subject to the following:

1. Provision of a minimum 25-foot setback along East 14th Street for any off-street parking area.
2. The Conceptual Plan shall be revised to demonstrate removal of existing parking lot areas being restored with sod and landscaping materials.

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

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