 <p style="text-align: center;">Council Communication Office of the City Manager</p>	Date: January 28, 2013
	Agenda Item No. 46 Roll Call No. <u>13-0145</u> Communication No. <u>13-023</u> Submitted by: Jeb E. Brewer, P.E., City Engineer

AGENDA HEADING:

Hold hearing for vacation and conveyance of a portion of S.E. 18th Street right-of-way to Amend Packing Company for \$5,450.

SYNOPSIS:

Recommend approval for vacation and conveyance of a portion of S.E. 18th Street right-of-way to Amend Packing Company, Kent and Amy Wiese, owner-operators, 410 S.E. 18th Street, Des Moines, Iowa 50317, for \$5,450. This action is required by Iowa law prior to making a final determination on the proposed sale by resolution. The sale of this portion of excess property will help minimize the impacts to their business, Amend Packing Company, after the City’s partial acquisition of their property for the Southeast Connector Project. There is no current or anticipated public need for this property, and this conveyance will return the property to the tax rolls and reduce the City’s maintenance liability.

FISCAL IMPACT:

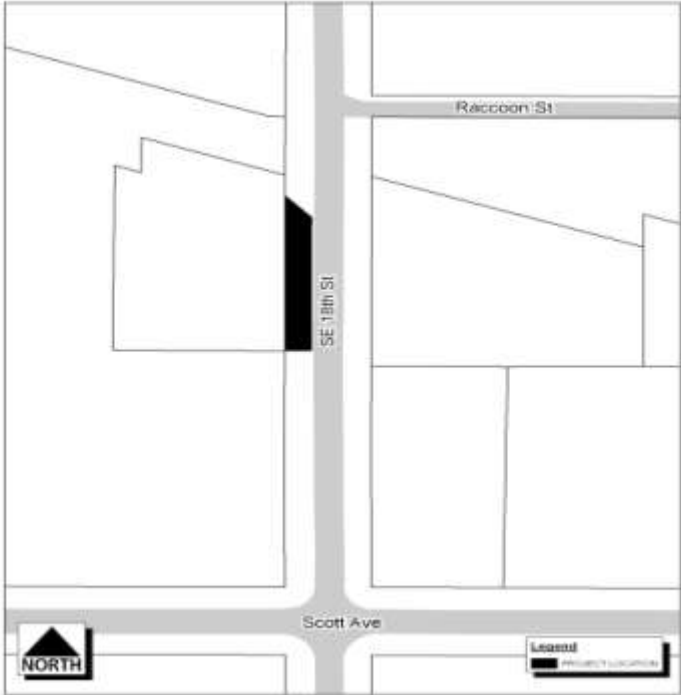
Amount: \$5,450 (Revenue)

Funding Source: Sale proceeds will be deposited into the following account: 2012-13 CIP, Page Street-36, Southeast Connector – S.E. 14th Street to S.E. 30th Street, STR 249.

ADDITIONAL INFORMATION:

As part of the Southeast Connector Project, S.E. 18th Street will be reconstructed and the City Engineer has determined that the westerly portion S.E. 18th Street adjoining Amend Packing Company is no longer being needed for right-of-way purposes and may be declared as excess land.

The City needs to acquire a portion of the Amend Packing property for the Southeast Connector Project and City staff has negotiated a settlement agreement, which includes the sale of adjoining excess S.E. 18th Street right-of-way for the amount of \$5,450. The conveyance of said excess right-of-way will allow assemblage with Amend Packing Company’s property and will help offset property impacts due to the additional right-of-way conveyed to the City for the Southeast Connector project. The purchase price of \$5,450 reflects the fair market value as currently estimated by the City’s Real Estate Division.



PREVIOUS COUNCIL ACTION(S):

Date: January 14, 2013

Roll Call Number: [13-0028](#)

Action: [On](#) set hearing for vacation and conveyance of a portion of S.E. 18th Street right-of-way to Amend Packing Company for \$5,450. Moved by Moore to adopt. Motion Carried 7-0.

Date: October 25, 2010

Roll Call Number: [10-1786](#)

Action: (B) [Authorization](#) to proceed with acquisition of necessary right-of-way and easements for the SE Connector – S.E. 14th Street to S.E. 30th Street. Moved by Meyer to adopt. Motion Carried 7-0.

BOARD/COMMISSION ACTION(S): NONE

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

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