 <p style="text-align: center;"><b>Council Communication</b> Office of the City Manager</p>	<b>Date:</b>	December 9, 2013
	<b>Agenda Item No.</b>	<b>46</b>
	<b>Roll Call No.</b>	<b><u>13-1935</u></b>
	<b>Communication No.</b>	<b><u>13-594</u></b>
	<b>Submitted by:</b>	<b>Jeb E. Brewer, P.E., City Engineer</b>

**AGENDA HEADING:**

Hold hearing for conveyance of a portion of the vacated north/south alley right-of-way located east of and adjacent to 1423 E. 16th Street to West Bank as Conservator for the Nyalat Dak Conservatorship, the Nyawal Dak Conservatorship, and the Shamkuer Dak Conservatorship for \$25.

**SYNOPSIS:**

Recommend approval for conveyance of a portion of the vacated north/south alley right-of-way located east of and adjacent to 1423 E. 16<sup>th</sup> Street to West Bank as Conservator for the Nyalat Dak Conservatorship, the Nyawal Dak Conservatorship, and the Shamkuer Dak Conservatorship, 1601 22<sup>nd</sup> Street, West Des Moines, Iowa 50266, for \$25. 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 allow the buyers to assemble the alley right-of-way with their existing residential lot. There is no current or anticipated public need for this property, and this conveyance will eliminate future maintenance and liability costs for the City and will return the property to the tax rolls.

**FISCAL IMPACT:**

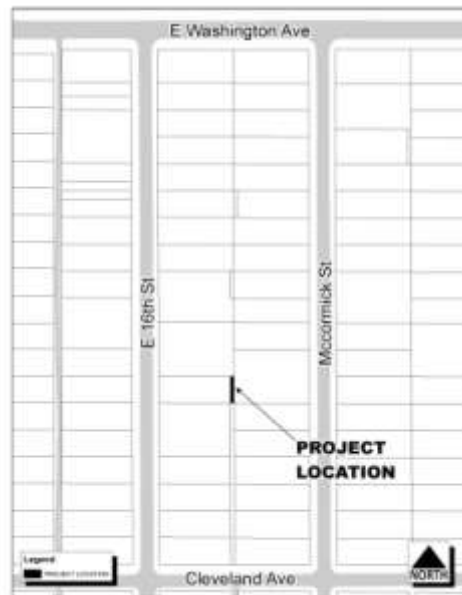
Amount: \$25 (Revenue)

Funding Source: Non-project related land sale proceeds are used to support general operating budget expenses: Org – EG064090

**ADDITIONAL INFORMATION:**

On January 4, 1961, by Roll Call No. 61-0005, City Council approved and adopted Ordinance No. 6330 vacating all of the north/south alley right-of-way north of Cleveland Avenue and south of Washington Avenue between East 16<sup>th</sup> Street and McCormick Street, including the portion thereof adjoining 1423 East 16<sup>th</sup> Street.

The Nyalat Dak Conservatorship, the Nyawal Dak Conservatorship, and the Shamkuer Dak Conservatorship collectively own 1423 East 16<sup>th</sup> Street adjoining said alley right-of-way, and West Bank as Conservator and on behalf of each of the Conservatorships has offered to the City of Des Moines the purchase price of \$25 for the purchase of the alley right-of-way. The property to be conveyed consists of approximately 350 square feet and the purchase price reflects the fair market value of the property as currently estimated by the City’s Real Estate Division.



**PREVIOUS COUNCIL ACTION(S):**

Date: November 18, 2013

Roll Call Number: [13-1793](#)

Action: [Set](#) hearing for conveyance of a portion of the vacated north-south alley right-of-way located East of and adjacent to 1423 E. 16<sup>th</sup> Street to West Bank as Conservator for the Nyalat Dak Conservatorship, the Nyawal Dak Conservatorship, and the Shamkuer Dak Conservatorship, for \$25.

Date: January 4, 1961

Roll Call Number: 61-0005

Action: An ordinance vacating the north and south alley lying between East 16<sup>th</sup> Street and McCormick Street extending from the north line of Cleveland Avenue to the south line of Washington Avenue.

**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 first 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).