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|  <p style="text-align: center;">Council Communication Office of the City Manager</p> | Date: | December 23, 2013 |
| | Agenda Item No. | 49 |
| | Roll Call No. | [_____] |
| | Communication No. | <u>13-614</u> |
| | Submitted by: | Jeb E. Brewer, P.E., City Engineer |

AGENDA HEADING:

Hold hearing for vacation and conveyance of a segment of East 26th Street right-of-way adjoining 2597 Dean Avenue to Johnson Brothers of Iowa, Inc., for \$625.

SYNOPSIS:

Recommend approval of vacation and conveyance of a segment of East 26th Street right-of-way adjoining 2597 Dean Avenue to Johnson Brothers of Iowa, Inc., Lyle Stutzman, President, 2515 Dean Avenue, Des Moines, IA, 50317 for \$625. This action is required by Iowa law prior to making a final determination on the proposed vacation and sale by resolution. The buyer will incorporate the right-of-way into its adjoining industrial property to allow for the expansion of its current business operations. There is no current or anticipated public need for this property and the sale of the property will help reduce the City’s ownership of excess land.

FISCAL IMPACT:

Amount: \$625 (Revenue)

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

ADDITIONAL INFORMATION:

A remaining segment of East 26th Street right-of-way lying west of and adjoining 2597 Dean Avenue has been determined by the City Engineer and City Traffic Engineer to have no significant impact upon public access, and to be no longer needed for City or public purposes.

Johnson Brothers of Iowa, Inc. is the owner of a beer, wine, and liquor distribution business located at 2515 Dean Avenue and has agreed to purchase this portion of East 26th Street right-of-way adjoining their property for \$625. The property to be conveyed consists of approximately 623 square feet, and the purchase price of \$625 is equal to the estimated fair market value of the property as determined by the City’s Real Estate Division. The City’s conveyance of this property will allow the buyer to expand its existing business operations.



PREVIOUS COUNCIL ACTION(S):

Date: December 9, 2013

Roll Call Number: [13-1893](#)

Action: [On](#) vacation and conveyance of a segment of E. 26th Street right-of-way adjoining 2597 Dean Avenue to Johnson Brothers of Iowa, Inc., \$625, (12-23-13). 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 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.