

 <p style="text-align: center;">Council Communication Office of the City Manager</p>	Date:	May 19, 2014
	Agenda Item No.	37
	Roll Call No.	<u>14-0790</u>
	Communication No.	<u>14-219</u>
	Submitted by:	Jeb E. Brewer, P.E., City Engineer

AGENDA HEADING:

Hold hearing for conveyance of a portion of the vacated east/west alley right-of-way adjoining 2815 Franklin Avenue to Beverly J. Mugan for \$270.

SYNOPSIS:

Recommend approval for conveyance of a portion of the vacated east/west alley right-of-way adjoining 2815 Franklin Avenue to Beverly J. Mugan, 1434 24th Street, Des Moines, Iowa, 50311, for \$270. 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 buyer to assemble the alley right-of-way with two (2) existing residential parcels creating one (1) larger contiguous parcel. 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: \$270 (Revenue)

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

ADDITIONAL INFORMATION:

On August 23, 1999, by Roll Call No. 99-2691, City Council approved and adopted Ordinance No. 13,746 vacating all of the east/west alley right-of-way between Franklin Avenue and Allison Avenue, extending east from 30th Street, including the portion thereof adjoining 2815 Franklin Avenue.

Beverly J, Mugan owns 2815 Franklin Avenue located south of and adjoining said alley right-of-way, and also owns three (3) parcels located north of and adjoining said alley right-of-way, and has offered to the City of Des Moines the purchase price of \$270 for the purchase of the vacated alley right-of-way. Purchasing this alley right-of-way will allow Mrs. Mugan to consolidate the parcel to the north with the parcel to the south to create one (1) contiguous parcel. The property to be conveyed consists of approximately 4,338-square-feet and the purchase price reflects the fair market value of the property as currently estimated by the City’s Real Estate Division.

This is a dead-end segment of vacated alley that is not used or needed for access to other nearby or adjoining properties, and the City will continue to have access to the remaining section of alley to the east after the conveyance is completed.



PREVIOUS COUNCIL ACTION(S):

Date: May 5, 2014

Roll Call Number: [14-0689](#)

Action: [On](#) conveyance of a portion of the vacated east/west alley right-of-way adjoining 2815 Franklin Avenue to Beverly J. Mugan for \$270, (5-19-14). Moved by Hensley to adopt. Motion Carried 7-0.

Date: August 23, 1999

Roll Call Number: 99-2691

Action: Approving an ordinance vacating all of the east/west alley right-of-way lying south of and adjoining Lots 13 through 31, in North University Park, an Official Plat.

BOARD/COMMISSION ACTION(S): NONE

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

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