

 <p style="text-align: center;"><b>Council</b> <b>Communication</b> Office of the City Manager</p>	<b>Date:</b> September 8, 2014
	<b>Agenda Item No.</b> 39 <b>Roll Call No.</b> <u>14-1399</u> <b>Communication No.</b> <u>14-438</u> <b>Submitted by:</b> Pamela S. Cooksey, P.E., Interim City Engineer

**AGENDA HEADING:**

Hold hearing for the vacation and conveyance of a segment of East Granger Avenue extending from SE 15th Street to SE 15th Court and for the conveyance of a portion of the vacated north/south alley right-of-way extending south from East Granger Avenue between SE 15th Street and SE 15th Court to Randy Weigel for \$3,630.

**SYNOPSIS:**

Recommend approval of the vacation and conveyance of a segment of East Granger Avenue extending from SE 15th Street to SE 15th Court and for the conveyance of a portion of the vacated north/south alley right-of-way extending south from East Granger Avenue between SE 15th Street and SE 15th Court to Randy Weigel for \$3,630. This action is required by Iowa law prior to making a final determination on the proposed sale by resolution. The City’s conveyance of this property will allow the buyer to incorporate the vacated right-of-way into the existing adjacent parcels. 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: \$3,630 (Revenue)

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

**ADDITIONAL INFORMATION:**

On April 18, 1983, by Roll Call No. 1719, City Council approved an ordinance vacating all of the north/south alley right-of-way in Block 6, South Riverside Park, which right-of-way extends south from East Granger Avenue between SE 15th Street and SE 15th Court.

On May 5, 2014, by Roll Call No. 14-0686, City Council received a recommendation from the City Plan and Zoning Commission that the segment of East Granger Avenue from SE 15th Street to SE 15th Court, be vacated subject to reservation of easements for all utilities in place and further subject to approval of a Site Plan by the Permit and Development Center for any redevelopment of the right-of-way.

Randy Weigel is the owner of 1700 SE 15th Court and has agreed to purchase East Granger Avenue right-of-way and the previously vacated north/south alley right-of-way extending south from East

Granger Avenue, between SE 15th Street and SE 15th Court, for \$3,630. The property to be conveyed consists of approximately 18,151 square feet, and the purchase price of \$3,630 is equal to the estimated fair market value of the property as determined by the City's Real Estate Division. There is no current or anticipated public need for this property, and the City's conveyance will allow the buyer to assemble the vacated right-of-way with his adjoining property. The buyer does not have a development plan at this time, but any reuse of the property being conveyed by the City is subject to approval of a Site Plan by the Permit and Development Center.



#### PREVIOUS COUNCIL ACTION(S):

Date: August 25, 2014

Roll Call Number: [14-1290](#)

Action: [On](#) vacation and conveyance of a segment of E. Granger Avenue extending from SE 15th Street to SE 15th Court and for the conveyance of a portion of the vacated north/south alley right-of-way extending south from E. Granger Avenue between SE 15th Street and SE 15th Court to Randy Weigel, \$3,630, (9-8-14). Moved by Hensley to adopt. Motion Carried 7-0.

Date: May 5, 2014

Roll Call Number: [14-0686](#)

Action: [Regarding](#) request from Randy Weigel for the vacation of E. Granger Avenue extending from SE 15th Street to SE 15th Court, subject to conditions. Moved by Hensley to receive and file and refer to the Engineering Department, Real Estate Division. Motion Carried 7-0.

Date: April 18, 1983

Roll Call Number: 83-1719

Action: Approving an ordinance vacating all of the north/south alley right-of-way in Block 6, South Riverside Park, an Official Plat.

**BOARD/COMMISSION ACTION(S):**

Board: Plan and Zoning Commission

Date: April 17, 2014

Resolution Number: 11.2014-1.02

Action: [Recommend](#) approval of the request to vacate a portion of East Granger Avenue right-of-way from SE 15<sup>th</sup> Street to SE 15<sup>th</sup> Court subject to conditions.

**ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE**

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