

 <p style="text-align: center;">Council Communication Office of the City Manager</p>	Date:	October 6, 2014
	Agenda Item No.	31
	Roll Call No.	<u>14-1583</u>
	Communication No.	<u>14-484</u>
	Submitted by:	Pamela S. Cooksey, P.E., Interim City Engineer

AGENDA HEADING:

Hold hearing for the vacation and conveyance of a dead-end segment of east/west alley right-of-way east of East 28th Street, between Indianapolis Avenue and Kinsey Avenue, to Randall Van Gundy for \$50, to Esther Halterman for \$50, to Faith Tabernacle, Inc. for \$75, and to Robert and Barbara Henderson for \$100.

SYNOPSIS:

Recommend approval of the vacation and conveyance of a dead-end segment of east/west alley right-of-way east of East 28th Street, between Indianapolis Avenue and Kinsey Avenue, to Randall Van Gundy, 2812 Indianapolis Avenue, Des Moines, Iowa, 50317, for \$50, to Esther Halterman, 2806 Indianapolis Avenue, Des Moines, Iowa, 50317, for \$50, to Faith Tabernacle, Inc., 2811 Kinsey Avenue, Des Moines, Iowa, 50317, for \$75, and to Robert and Barbara Henderson, 2800 Kinsey Avenue, Des Moines, Iowa, 50317, for \$100.

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 buyers to incorporate the vacated alley right-of-way into their existing residential parcels. There is no current or anticipated public need or benefit 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: \$275 (Revenue)

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

ADDITIONAL INFORMATION:

On July 28, 2014, by Roll Call No. 14-1136, City Council received a recommendation from the City Plan and Zoning Commission that a dead-end segment of east/west alley between Kinsey Avenue and Indianapolis Avenue from East 28th Street to a point approximately 190 feet to the east be vacated subject to reservation of easements for all utilities in place until such time that they are abandoned or relocated.

Randall Van Gundy, owner of 2812 Indianapolis Avenue, Esther Halterman, owner of 2806 Indianapolis Avenue, Faith Tabernacle, Inc., owner of 2811 Kinsey Avenue, and Robert and Barbara Henderson, owners of 2800 Indianapolis Avenue, have agreed to purchase the remaining dead-end segments of alley right-of-way adjoining their respective properties for a total price of \$275. The property to be conveyed consists of approximately 3,040-square-feet, and the purchase price of \$275 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 of this property will allow the buyer to assemble the vacated right-of-way with existing residential parcels.



PREVIOUS COUNCIL ACTION(S):

Date: September 22, 2014

Roll Call Number: [14-1464](#)

Action: [On](#) vacation and conveyance of a dead-end segment of east/west alley right-of-way east of East 28th Street, between Indianapolis Avenue and Kinsey Avenue, to Randall Van Gundy for \$50, to Esther Halterman for \$50, to Faith Tabernacle, Inc. for \$75, and to Robert and Barbara Henderson for \$100. (9-22-14). Moved by Mahaffey to adopt. Motion Carried 7-0.

Date: July 28, 2014

Roll Call Number: [14-1136](#)

Action: [Regarding](#) a request from Randall Van Gundy (owner), 2812 Indianapolis Avenue, for vacation of a dead-end segment of east/west alley between Kinsey Avenue and Indianapolis Avenue from East 28th Street to a point approximately 190 feet to the east, subject to conditions. Moved by Mahaffey to receive and file and refer to the Engineering Department, Real Estate Division. Motion Carried 7-0.

BOARD/COMMISSION ACTION(S):

Board: Plan and Zoning Commission

Date: July 17, 2014

Resolution Number: 11-2014-1.07

Action: [Recommend](#) approval of the request from Randall Van Gundy (owner), 2812 Indianapolis Avenue, for vacation of a dead-end segment of east/west alley between Kinsey Avenue and Indianapolis Avenue from East 28th Street to a point approximately 190 feet to the east, subject to the reservation of any necessary easements for all existing public utilities until such time that they are relocated.

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

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