

 <p style="text-align: center;">Council Communication Office of the City Manager</p>	Date: July 27, 2015
	Agenda Item No. 55 Roll Call No. <u>15-1302</u> Communication No. <u>15-421</u> Submitted by: Pamela S. Cooksey, P.E., City Engineer

AGENDA HEADING:

Hold hearing for vacation and conveyance of the north/south alley between 2nd Avenue and 3rd Street, from Indiana Avenue to Creighton Avenue, to Commercial Bag and Textile, Inc., for \$7,980.

SYNOPSIS:

Recommend approval of the vacation and conveyance of the north/south alley between 2nd Avenue and 3rd Street, from Indiana Avenue to Creighton Avenue, to Commercial Bag and Textile, Inc., Sari D. Bassman, President, 1244 2nd Avenue, Des Moines, Iowa, 50314, for \$7,980.

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 it into their adjoining commercial properties in order to expand their business by adding additional warehousing space. 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: \$7,980 (Revenue)

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

ADDITIONAL INFORMATION:

On June 22, 2015, by Roll Call No. 15-1019, City Council adopted a recommendation from the City Plan and Zoning Commission approving a request for the vacation of the north/south alley between 2nd Avenue and 3rd Street, from Indiana Avenue to Creighton Avenue.

Commercial Bag and Textile, Inc. has offered to the City of Des Moines the purchase price of \$7,980 for the purchase of the vacated alley right-of-way adjoining its properties at 1240 and 1244 2nd Avenue. The property to be conveyed consists of approximately 3,990-square-feet, and the purchase price of \$7,980 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 eliminate future maintenance and liability costs for the City, will return the property to the tax rolls, and will allow the buyer to expand its business.



PREVIOUS COUNCIL ACTION(S):

Date: July 13, 2015

Roll Call Number: [15-1136](#)

Action: [On](#) vacation and conveyance of the north/south alley between 2nd Avenue and 3rd Street from Indiana Avenue to Creighton Avenue to Commercial Bag and Textile, Inc., \$7,980, (7-27-15). Moved by Hensley to adopt. Motion Carried 7-0.

Date: June 22, 2015

Roll Call Number: [15-1018](#) and [15-1019](#)

Action: [On](#) request from Jerome T. Bassman and Sari D. Bassman Irrevocable Trust to rezone 1240 and 1244 2nd Avenue from “R1-60” (One-Family Low-Density Residential), “NPC” (Neighborhood Pedestrian Commercial) and “M-1” (Light Industrial) to Ltd. “M-1” (Light Industrial) for expansion of the existing Commercial Bag & Supply and from “M-1”, “R1-60” and Ltd. “NPC” to Ltd. “NPC” to allow for development of a restaurant with pedestrian-oriented placement toward 2nd Avenue, subject to conditions, (7-13-15). Moved by Gatto to adopt. Motion Carried 7-0.

- (A) [Receive](#) and file communication from Plan and Zoning Commission regarding request to vacate the north/south segment of alley between 2nd Avenue and 3rd Street from Indiana Avenue to Creighton Avenue. Moved by Gatto to receive and file the communication from the Plan and Zoning Commission, and to refer to the Engineering Department, Real Estate Division. Motion Carried 7-0.

BOARD/COMMISSION ACTION(S):

Board: Plan and Zoning Commission

Date: June 4, 2015

Resolution Number: 11-2015-1.07

Action: Recommend approval of the requested vacation of the north/south alley between 2nd Avenue and 3rd Street from Indiana Avenue to Creighton Avenue subject to the provision of any necessary easement for all existing utilities until such time as they are abandoned or are relocated.

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

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