 <p style="text-align: center;">Council Communication Office of the City Manager</p>	Date:	March 7, 2016
	Agenda Item No.	53
	Roll Call No.	<u>16-0421</u>
	Communication No.	<u>16-118</u>
	Submitted by:	Pamela S. Cooksey, P.E., City Engineer

AGENDA HEADING:

Hold Hearing for vacation and conveyance of a segment of West Martin Luther King, Jr. Parkway (also known as Elm Street) adjoining 300 West Martin Luther King, Jr. Parkway to Green Ltd., L.C. for \$12,610.

SYNOPSIS:

Recommend approval of the vacation and conveyance of a segment of West Martin Luther King, Jr. Parkway (also known as Elm Street) adjoining 300 West Martin Luther King, Jr. Parkway to Green Ltd., L.C. for \$12,610, subject to the conditions set forth in the offer to purchase. 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 street right-of-way will allow Green Ltd., L.C., owner of 300 West Martin Luther King, Jr. Parkway, to incorporate the property into its adjoining parcel in order to construct an outdoor patio and make site edge improvements along West Martin Luther King, Jr. Parkway. There is no current or anticipated public need or benefit for the right-of-way to be conveyed.

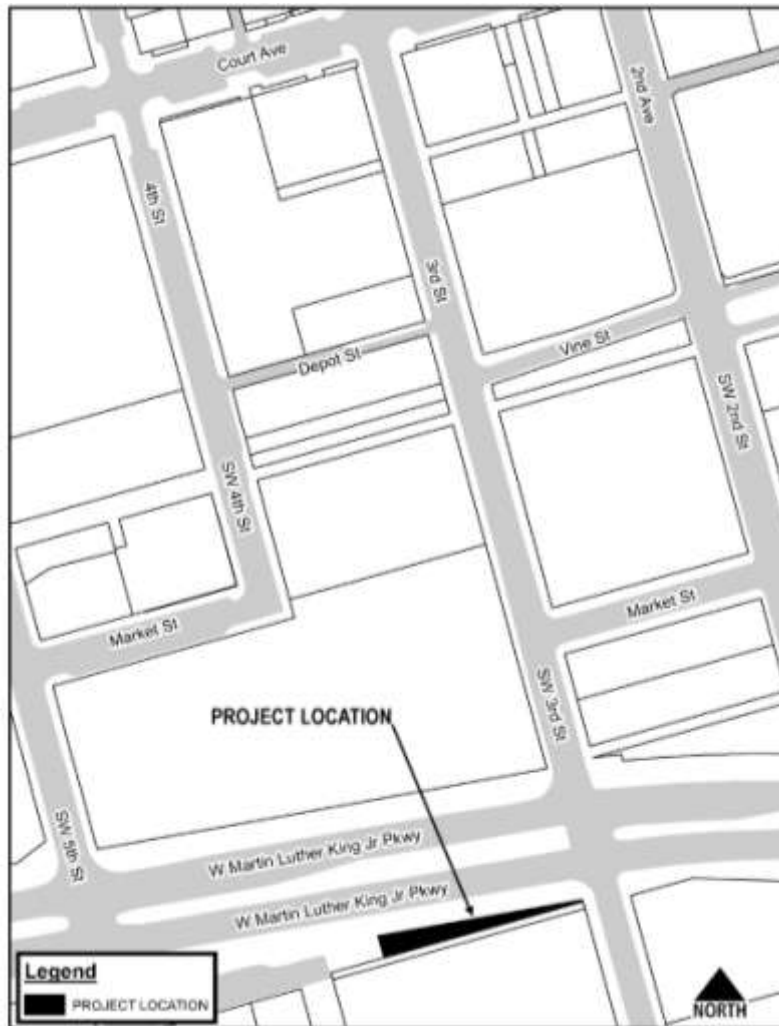
FISCAL IMPACT:

Amount: \$12,610 (Revenue)

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

ADDITIONAL INFORMATION:

- February 4, 2016, the City Plan and Zoning Commission voted to recommend to the City Council of the City of Des Moines, Iowa that a segment of West Martin Luther King, Jr. Parkway (formerly Elm Street), adjoining 300 West Martin Luther King, Jr. Parkway, be vacated, subject to reservation of easements for all existing utilities in place, including known water and sanitary sewer mains, until such time that they are abandoned or relocated.
- The property to be conveyed consists of approximately 5,044 square feet and the purchase price of \$12,610 is equal to the restricted-use fair market value of the property, as determined by the City’s Real Estate Division.



PREVIOUS COUNCIL ACTION(S):

Date: February 22, 2016

Roll Call Number: [16-0271](#)

Action: [On](#) vacation and conveyance of a segment of West Martin Luther King Jr. Pkwy (also known as Elm Street) adjoining 300 West Martin Luther King Jr. Pkwy to Green Ltd., LC, \$12,610, (3-7-15). Moved by Gatto to adopt. Motion Carried 7-0.

BOARD/COMMISSION ACTION(S):

Board: Plan and Zoning Commission

Date: February 4, 2016

Resolution Number: 11-2015-1.28

Action: Request from Green Limited, LC (owner) 300 West M.L. King Jr. Parkway, represented by Rich Eychaner, for vacation of a segment of West M.L. King Jr. Parkway (former Elm Street Right-of-Way) between Southwest 3rd Street and Southwest 4th Street adjoining the subject property, to allow the use of the land for a patio and landscaping. (11-2015-1.28).

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

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