

 <p style="text-align: center;"><b>Council Communication</b> Office of the City Manager</p>	<b>Date:</b> June 27, 2016
	<b>Agenda Item No.</b> 35 <b>Roll Call No.</b> <u>16-1052</u> <b>Communication No.</b> <u>16-360</u> <b>Submitted by:</b> Benjamin R. Page, Park and Recreation Director

**AGENDA HEADING:**

Approval of donation agreement with Eagle View Lofts, LLC regarding grading services for Allen Park.

**SYNOPSIS:**

Recommend approval of donation agreement with Eagle View Lofts, LLC regarding grading services for Allen Park. Eagle View Lofts, LLC is developing private property adjacent to Allen Park which requires grading of such property. They also desire to make a charitable contribution to the City and have proposed to perform the site grading work needed at Allen Park at the time that the site grading work on its adjacent property is being performed.

**FISCAL IMPACT: NONE**

**ADDITIONAL INFORMATION:**

- On February 22, 2016, by Roll Call No. 16-0341, the City Council approved the vacation and conveyance of an estimated 0.61 acres of Allen Park to Eagle View Lofts, LLC for \$1 in exchange for a perpetual easement for public ingress-egress, parking and dumpster space dedicated for Allen Park users.
- The Park and Recreation Department operates Allen Park at East 6<sup>th</sup> Street and Maury Street and is undertaking a project to develop community gardens at the park.
- Eagle View Lofts, LLC desires to make a charitable contribution to the City and has proposed to perform the site grading work needed at Allen Park, at the time that the site grading work on its adjacent property is being performed, by funding and contracting for such grading work.
- City is desirous of accepting such donation because the grading being donated by Eagle View Lofts, LLC would need to be done on the site prior to the construction of the community gardens.
- The donation agreement provides that upon completion of the Site Grading Improvements and approval by the Park and Recreation Director and the City Engineer of such improvements acceptance of such improvements shall be recommended to the City Council for acceptance.

**PREVIOUS COUNCIL ACTION(S):**

Date: February 22, 2016

Roll Call Number: [16-0341](#)

Action: [On](#) vacation and conveyance of an estimated 0.61 acres of Allen Park to Eagle View Lofts, LLC for \$1 in exchange for a perpetual easement for public ingress-egress, parking and dumpster space dedicated for Allen Park users. (Continued from February 8, 2016). ([Council Communication No. 16-086](#)) Moved by Gatto to adopt. Motion Carried 7-0.

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

Board: Park and Recreation Board

Date: September 22, 2015

Resolution Number: 15-064

Action: Approve a recommendation that City Council vacate and convey an estimated 0.63-acres of Allen Park, located at 806 SE 6<sup>th</sup> Street, to Eagle View Lofts, LLC for \$1.00, in exchange for a perpetual easement for the use of 10 parking spaces dedicated for Allen Park users on a parking lot constructed and maintained by Eagle View Lofts, LLC and accept the donation of the grading of Allen Park to prepare for community gardens. Motion by Feltner to approve the Allen Park land vacation and conveyance, Second by Woodard, Motion carried.

**ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:**

Acceptance of grading improvements.

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