 <p style="text-align: center;">Council Communication Office of the City Manager</p>	Date:	August 8, 2016
	Agenda Item No.	48
	Roll Call No.	<u>16-1357</u>
	Communication No.	<u>16-439</u>
	Submitted by:	Pamela S. Cooksey, P.E., City Engineer

AGENDA HEADING:

Hold hearing for consideration of a license agreement with Youth and Shelter Services, Inc. on a portion of alley right-of-way located south of and adjoining 612 Locust Street, for \$3,220.

SYNOPSIS:

Recommend approval of a license agreement with Youth and Shelter Services, Inc., Andrew Allen, Chief Executive Officer, 420 Kellogg Avenue, Ames, Iowa, 50010, upon alley right-of-way located south of and adjacent to 612 Locust Street, in Des Moines, Iowa, for \$3,220. Youth and Shelter Services, Inc. owns 612 Locust Street and operates the Iowa Homeless Youth Centers outreach program from the building. An existing stairway, concrete door stoop and related structural improvements currently encroach into the adjoining east/west alley right-of-way, and this license agreement will allow the encroachments to remain in place. This action is required by Iowa law prior to making a final determination on the proposed license agreement by resolution. The City will not be inconvenienced by approval of the proposed license agreement.

FISCAL IMPACT:

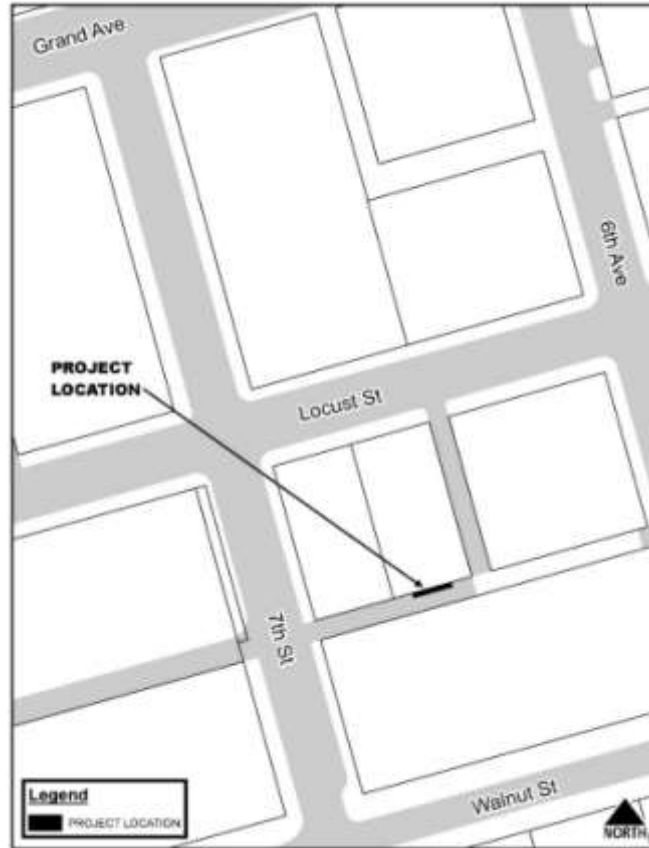
Amount: \$3,220 (Revenue)

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

ADDITIONAL INFORMATION:

- The City’s Real Estate Division has negotiated a License Agreement with Youth and Shelter Services, Inc. for the use of the City’s property located south of and adjoining 612 Locust Street, commencing upon execution by City of the License Agreement and terminating on December 31, 2036, with an option to renew for one (1) 20 year term running from January 1, 2037 until December 31, 2057.
- Either party may terminate the License Agreement at any time, with or without cause, upon 180 days written notice.
- Youth and Shelter Services, Inc. shall pay an upfront, one-time lump sum payment of \$3,220 as consideration for the initial license term, and an additional upfront, one-time lump sum payment of \$6,440 in the event that Youth and Shelter Services, Inc. exercises its option to

renew the License Agreement, which amounts reflect fair market value of the Licensed Premises and terms as currently determined by the City's Real Estate Division.



PREVIOUS COUNCIL ACTION(S):

Date: July 25, 2016

Roll Call Number: [16-1206](#)

Action: [On](#) License Agreement with Youth and Shelter Services, Inc. on a portion of alley right-of-way, south of and adjoining 612 Locust Street to mitigate the existing encroachment, \$3,220, (8-8-16).

BOARD/COMMISSION ACTION(S): NONE

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

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