


## COUNCIL COMMUNICATION

 CITY OF DES MOINES OFFICE OF THE CITY MANAGER	Number:	<b>21-030</b>	Meeting:	<b>January 25, 2021</b>
	Agenda Item:	<b>62</b>	Roll Call:	<b>21-0151</b>
	Submitted by:	<b>Steven L. Naber, P.E., City Engineer</b>		

### AGENDA HEADING:

Hold hearing for approval of documents for vacation of a portion of street right-of-way located at the southeast corner of Southwest 63rd Street and Southwest Leland Avenue, and conveyance of said vacated right-of-way and the adjoining excess City property to Annett Holdings, Inc. for \$82,000.

### SYNOPSIS:

Recommend approval of vacation of a portion of street right-of-way located at the southeast corner of Southwest 63rd Street and Southwest Leland Avenue, and conveyance of said vacated right-of-way and the adjoining excess City property for \$82,000 to Annett Holdings, Inc. (Harrold W. Annett, President, 6115 SW Leland Avenue, Des Moines, Iowa 50321), subject to the reservation of an easement for any existing utilities in place until such time that the utilities are abandoned or relocated at the buyer's expense.

The vacation and sale of this street right-of-way and excess City property will allow Annett Holdings, Inc. to assemble the property with its adjoining property to the west for future business expansion of its TMC Transportation business at 6115 SW Leland Avenue, or for any other purpose allowed by applicable laws or ordinances. This action is required by Iowa law prior to making a final determination on the proposed sale by resolution.

### FISCAL IMPACT:

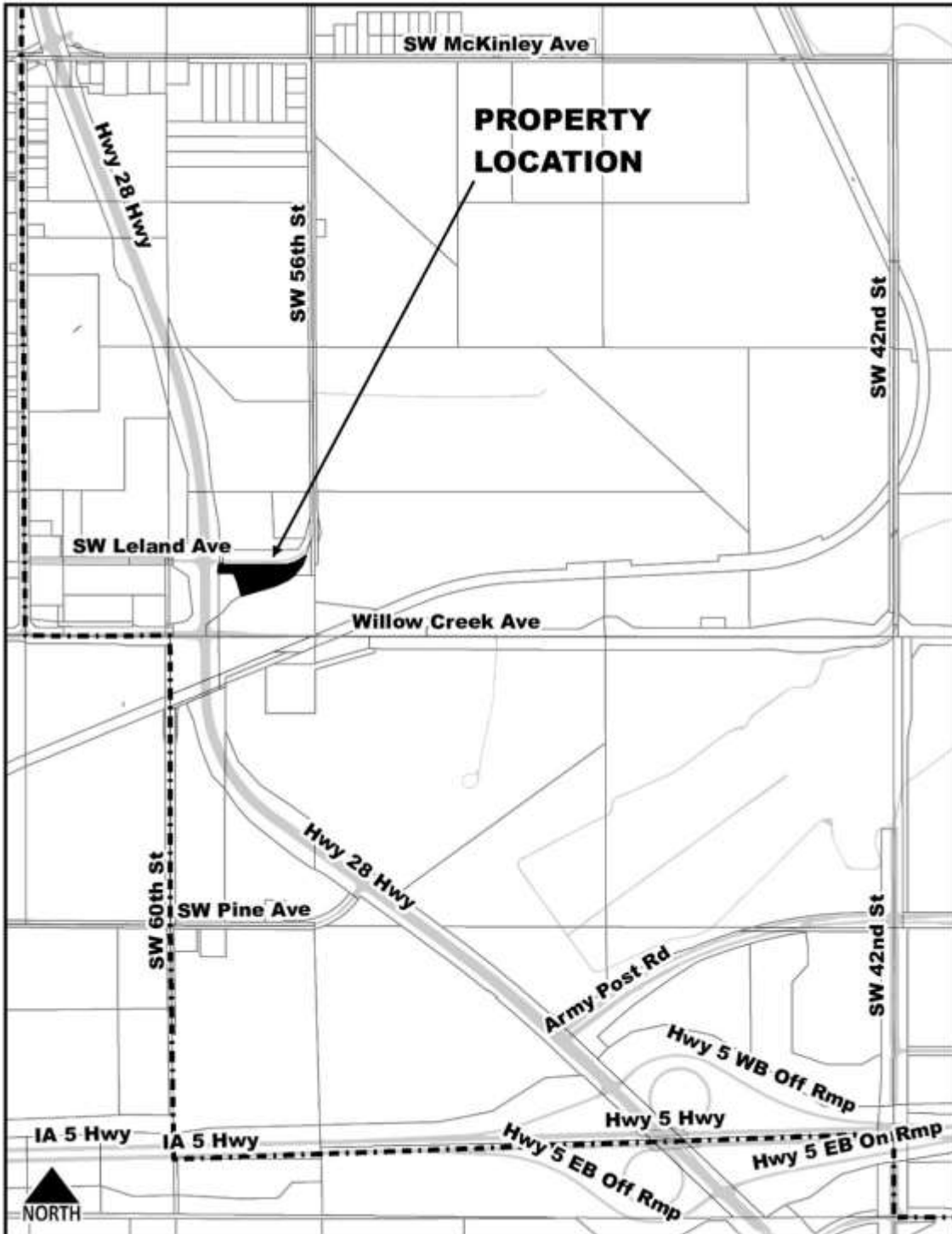
Amount: \$82,000 (Revenue)

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

### ADDITIONAL INFORMATION:

- On December 16, 2019, the City Council received and filed a request from the Plan and Zoning Commission to vacate a portion of SW Leland Avenue right-of-way adjoining property owned by Annett Holdings, Inc., and referred the request to the City's Real Estate Division.
- The total property to be conveyed consists of approximately 2.74-acres, which includes 0.20-acres of SW Leland Avenue right-of-way to be vacated.

- The negotiated purchase price of \$82,000 is equal to the estimated fair market value of the property based on two (2) independent appraisals, which were reviewed and approved by the City's Real Estate Division.
- There is no public need for the property that is proposed to be vacated and conveyed and the conveyance of the property will help reduce future property maintenance and liability costs for the City and return the property to the tax rolls.



**PREVIOUS COUNCIL ACTION(S):**

Date: January 11, 2021

Roll Call Number: [21-0019](#)

Action: [On](#) vacation of a portion of street right-of-way located at the southeast corner of Southwest 63rd Street and Southwest Leland Avenue, and conveyance of said vacated right-of-way and the adjoining excess City property to Annett Holdings, Inc. for \$82,000, (1-25-21). Moved by Gatto to adopt. Motion Carried 7-0.

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

Board: City Plan and Zoning Commission

Date: December 5, 2019

Resolution Number: 11-2019-1.28

Action: Approve a request from Annett Holdings, Inc. to vacate a portion of public right-of-way on the southeastern corner of the intersection of Southwest 63rd Street and Southwest Leland Avenue, in the 6101 block of Southwest Leland Avenue, to allow for assemblage with the applicant's property to the south for future commercial development, subject to reservation of any necessary easements for all existing utilities in place until such time that they may be abandoned or relocated at the applicants expense.

**ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE**

For more information on this and other agenda items, please call the City Clerk's Office at 515-283-4209 or visit the Clerk's Office on the first floor of City Hall, 400 Robert D Ray Drive. Council agendas are available to the public at the City Clerk's Office on Thursday afternoon preceding Monday's Council meeting. Citizens can also request to receive meeting notices and agendas by email by calling the Clerk's Office or sending their request via email to [cityclerk@dmgov.org](mailto:cityclerk@dmgov.org).