

August 29, 2014

To: Mayor Bemrich and City Council

From: David Fierke, City Manager

Subject: Property Disposition: Part of Lots 1, 2, and 3, County Auditor's Taxation Plat of Section 17-89-28, in the City of Fort Dodge, consisting of approximately 3,707 s.f.



ACTION: For vote Monday, September 8, 2014

Brief History

In 2013, the City acquired property for the 10th Avenue North Improvement project. There remains residual property that was not needed for the project. An adjacent property owner to the North, Autumn Johanson, has submitted a proposal to purchase the residual property.

Analysis of Issue

Disposing of this property will allow the adjacent property owner to expand her yard. It will also put the property back on the tax rolls.

Budget Impact

Ms. Johanson has offered \$3,000 for the property, which would be placed back in the 10th Avenue North Improvement project fund. In addition, this action would generate additional taxes from the property, which would be realized by the general fund.

Strategic Plan Impact

Policy D.4.2: Advanced planning for all infrastructure facilities shall be supported and routinely updated. Facilities benefited by advanced planning shall include, at minimum, schools, health care, residential areas, roads, water, sewer, storm water management, parks, recreation, and greenways.

Existing Plan Impact

The disposal of this property is consistent with the Envision 2030 Plan.

Subcommittee or Commission Review / Recommendation

None

Staff Conclusions / Recommendations

Staff recommends approving the disposition of this property to Ms. Johanson for \$3,000 to expand her site.

Alternatives

The only alternative would be to not dispose of this property.

Implementation and Accountability

If this resolution is approved, the property will be transferred to Ms. Johanson

Signed

Approved



Vickie L. Reeck
Community Development Manager

David R. Fierke
City Manager

RESOLUTION NO. _____

**RESOLUTION APPROVING THE DISPOSAL OF PROPERTY FOLLOWING
PUBLIC HEARING**

WHEREAS, the City is fee simple owner of real estate located in Fort Dodge, Iowa, and further described as:

That part of Lots 1 and 2, County Auditor's Taxation Plat of a part of the Southwest Quarter of the Southeast Quarter of Section 17, Township 89 North, Range 28 West of the 5th P.M., in the City of Fort Dodge, Webster County, Iowa, described as follows:

Commencing at the Northwest corner of said Lot 1; thence on an assumed bearing of N89°05'45"E, along the North line of said Lot 1, a distance of 55.00 feet to the point of beginning; thence S00°35'57"E, 60.25 feet; thence Southeasterly 53.10 feet along a non-tangential curve concave to Northeast having a radius of 172.00 feet, a central angle of 17°41'14" and a chord that bears S61°04'58"E for 52.89 feet to the Easterly line of said Lot 2; thence along the Easterly lines of said Lot 2 the following courses N00°35'57"W, 66.54 feet; thence S89°05'45"W, 13.00 feet; thence N00°35'57"W, 20.00 feet to the North line of said Lot 2; thence S89°05'45"W, along the North line of said Lot 2, a distance of 33.00 feet to the point of beginning, consisting of approximately 3,189 s.f.

AND

All of Lot 3, except the South 4 feet thereof, County Auditor's Taxation Plat of a part of the Southwest Quarter of the Southeast Quarter of Section 17, Township 89 North, Range 28 West of the 5th P.M., in the City of Fort Dodge, Webster County, Iowa, consisting of approximately 518 s.f.

and,

WHEREAS, the City has no use for said real estate except as hereinafter set out; and,

WHEREAS, a public hearing was held on the 8th day of September, 2014 at 6:00 p.m. pursuant to notice on such disposal pursuant to Section 364.7 of the Code of Iowa; and,

WHEREAS, it is deemed in the public interest to dispose of said real estate to Autumn Johanson for \$3,000.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF FORT DODGE, IOWA:

1. That objections, if any, presented at the public hearing be and the same are hereby overruled.
2. That said property be transferred to Autumn Johanson pursuant to Section 364.7 of the Code of Iowa.

Be it further resolved that the Mayor and Clerk be and they are hereby directed and authorized to execute all documents necessary to effectuate this resolution.

PASSED AND APPROVED by the City Council of the City of Fort Dodge, Iowa, this _____ day of _____, 2014.

AYES: _____
 NAYS: _____
 OTHER: _____

City of Fort Dodge, Iowa

Matt Bemrich, Mayor

ATTEST:

Jeff Nemmers, City Clerk

STATE OF IOWA, WEBSTER COUNTY, ss:


On this ____ day of _____, 2014 before me, the undersigned, a Notary Public in and for said State, personally appeared Matt Bemrich and Jeff Nemmers to me personally known, who being by me duly sworn, did say that they are the Mayor and City Clerk respectively, of said corporation; that the seal affixed thereto is the seal of said corporation; that said instrument was signed and sealed on behalf of said corporation by authority of its City Council; and that the said Mayor and City Clerk as such officers, acknowledged the execution of said instrument to be the voluntary act and deed of said corporation, by it and by them voluntarily executed.

Notary Public

August 5, 2014

Vicki Reeck
Community Development Manager
Fort Dodge, Iowa

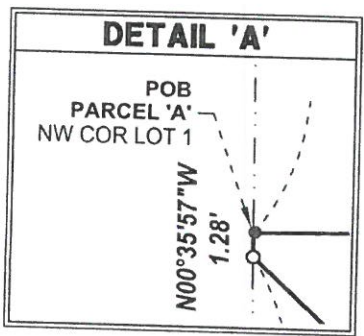
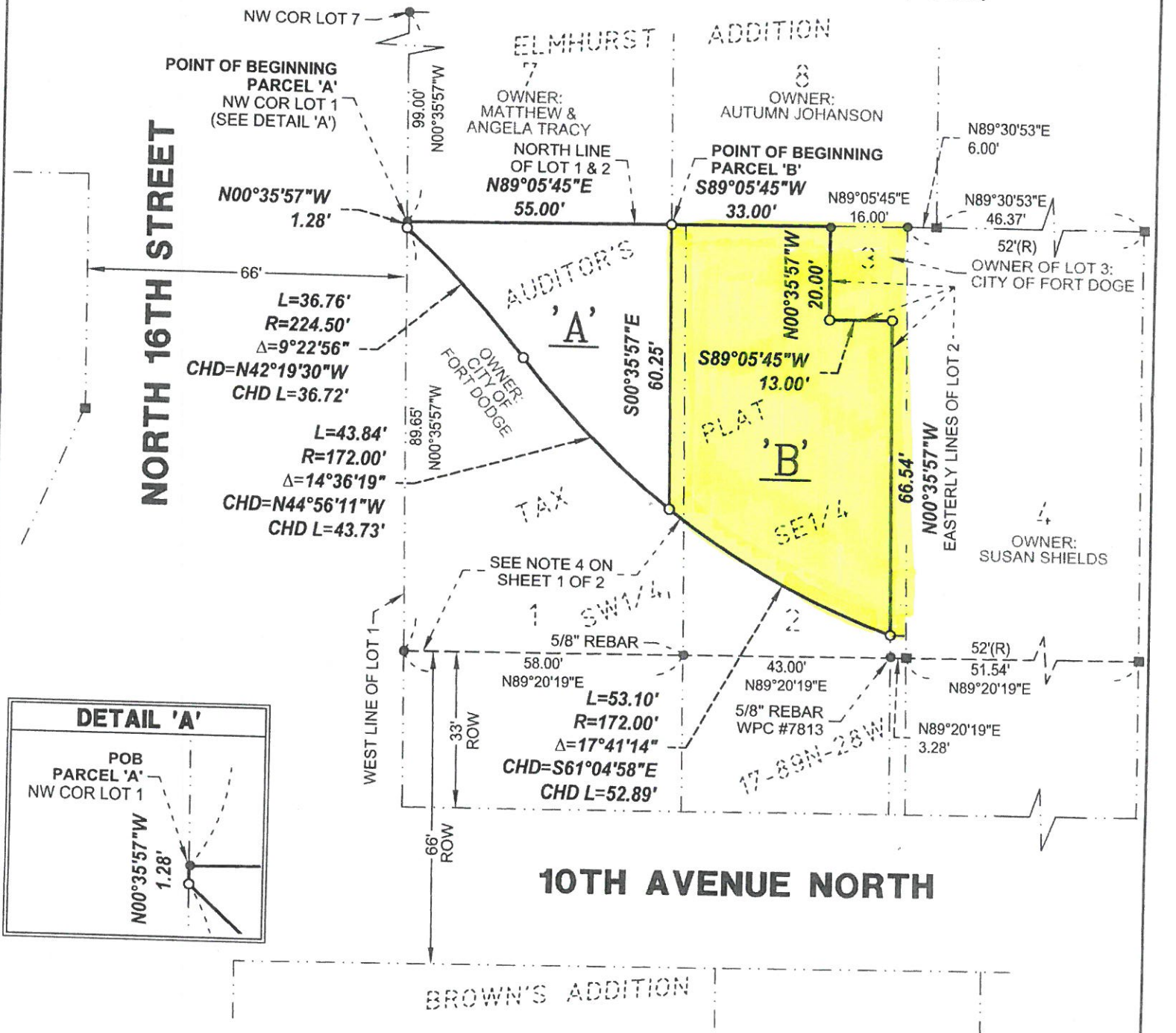
Autumn Johanson would like to purchase the lot behind her house for \$3,000.00



Park Fulton

PLAT OF SURVEY

PART OF LOT'S 1 AND 2, COUNTY AUDITOR'S TAXATION PLAT OF A PART OF THE SW 1/4 OF THE SE 1/4 OF SECTION 17, TOWNSHIP 89N, RANGE 28W OF THE 5TH P.M., IN THE CITY OF FORT DODGE, WEBSTER COUNTY, IOWA,



GENERAL LEGEND	
	BOUNDARY LINE
	PROPERTY LINE
	SECTION LINE
	ROAD ROW LINE
ABBREVIATIONS:	
ROW	- RIGHT-OF-WAY
BK, PG	- BOOK AND PAGE
(R)	- RECORD DISTANCE/ANGLE
WPC	- WHITE PLASTIC CAP
PPC	- PINK PLASTIC CAP
CORNERS SET:	
	- BOUNDARY CORNER 1/2" REBAR PPC #20901
CORNERS FOUND:	
	- SECTION CORNER
	- BOUNDARY CORNER; FOUND 1" IRON PIPE (UNLESS NOTED OTHERWISE)
	- BOUNDARY CORNER; 1/2" IRON PIPE

MCCLURE[™]
ENGINEERING CO.
building strong communities.

1360 NW 121ST STREET
CLIVE, IOWA 50325
515-964-1229
fax 515-964-2370

