

COUNCIL ACTION FORM

SUBJECT: QUIT CLAIM DEED FOR PORTION OF 900 BLOCK OF
CARROLL AVENUE

BACKGROUND:

The Ames Community School District recently sold the former Wilson-Beardshear School to the Ames Community Pre-school Center (ACPC). During the title search, no evidence could be found that the west 66 feet of the lot was ever transferred to the City of Ames. This west 66 feet is now the right-of-way for Carroll Avenue. In order to clear this title issue, ACPC is requesting that the City accept a quit claim deed for the property.

Staff has found no explicit acceptance of a deed or plat conveying this right-of-way to the City. In the 1930's the City did pass an ordinance establishing the grades of the street prior to the paving project. It can be inferred that the City owns this land, due to its inclusion in that paving project. However, accepting the quit claim deed would provide explicit acceptance by the City of the right-of-way.

ALTERNATIVES:

1. The City Council can accept the quit claim deed for a portion of the Carroll Avenue right-of-way.
2. The City Council can chose not to accept the quit claim deed.

MANAGER'S RECOMMENDED ACTION:

In order to clear title for ACPC and to ensure that there is no question as to the ownership of Carroll Avenue, it is the recommendation of the City Manager that the City Council adopt Alternative No. 1, thereby accepting the quit claim deed for a portion of Carroll Avenue.

ATTACHMENT 1

