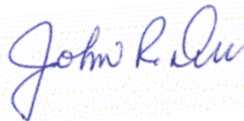


To: Mayor Haila & City Council

From: John Dunn, Director 

Date: February 12, 2019

Subject: **Referral Regarding 728 E. Lincoln Way**

In its December 18, 2018 non-agenda packet, Council received a letter from Audra Saunders with the Newbrough Law Firm on behalf of her client, DHN Investments. The letter was regarding a City-owned parcel that divides 728 E. Lincoln Way, 728 E. Lincoln Way Rear, and 808 E. Lincoln Way. The request was that Council consider conveying the dividing parcel so that the property owner may pursue consolidation of their three parcels into a single lot. Council referred the letter to staff for a memo.

The subject property is 734 E. Lincoln Way. It was acquired by the City in the 1980's when the Southeast Well Field was developed, and serves as the only means of access to the wells for operation and maintenance.

Conditioned on the premise that DHN Investments would grant the City a permanent right of ingress and egress to access the wells, staff would be willing to entertain a proposal to transfer ownership of the property. The City would want to retain a perpetual right of access to other City owned parcels and infrastructure south of the access road for ongoing operations, maintenance, rehabilitation, reconstruction, replacement, and other purposes.

Staff will make contact with the representative from the Newbrough Law Firm to further discuss and explore the request. Should an agreement be reached, Council action would be required to dispose of the parcel.

