CITY OF WEST DES MOINES
CITY COUNCIL MEETING COMMUNICATION

DATE: **June 15, 2015**

ITEM: Resolution – Dismissal of Public Hearing regarding South 8th Street – County Line Road to Pine Avenue Project

FINANCIAL IMPACT: None

BACKGROUND:

Due to the acquisition of agricultural property for the South 8th Street – County Line Road to Pine Avenue Project, which is being constructed in conjunction with Project Alluvion, a public hearing was set for June 15, 2015 as required by state code. Subsequent to establishing the hearing date and providing notice, the City voluntarily acquired property necessary for the project, precluding the need for the hearing.

The attached Resolution acknowledges acquisition of the property and dismisses the public hearing set for June 15, 2015.

RECOMMENDATION:

Approve the Resolution dismissing the public hearing set for June 15, 2015.

Lead Staff Member: **Richard J. Scieszinski, City Attorney**

STAFF REVIEWS

Department Director	Richard J. Scieszinski, City Attorney RJS
Appropriations/Finance	
Legal	
Agenda Acceptance	RTJ

PUBLICATION(S) (if applicable)

Published In	Des Moines Register
Dates(s) Published	June 5, 2015

SUBCOMMITTEE REVIEW (if applicable)

Committee	Development & Planning		
Date Reviewed			
Recommendation	Yes		

RESOLUTION NO._____

DISMISSAL OF PUBLIC HEARING REGARDING THE FINAL DESIGN AND SITE SELECTION AND APPROVAL OF THE ACQUISITION OF AGRICULTURAL PROPERTY FOR THE CONSTRUCTION OF THE SOUTH 8TH STREET – COUNTY LINE ROAD TO PINE AVENUE PROJECT, PROJECT NUMBER 0510-050-2014

WHEREAS, the City Council of the City of West Des Moines has previously approved funding for the construction of the South 8th Street – County Line Road to Pine Avenue Project, Project Number 0510-050-2014; and

WHEREAS, because the project required the acquisition of agricultural property, written and public hearing notices were made and a public hearing for June 15, 2015 was set in conformance with Iowa Code section 6B.2A; and

WHEREAS, prior to the public hearing, the City voluntarily acquired property necessary for the project, no longer requiring the public hearing to be held; and

WHEREAS, as the public hearing is not necessary, it is appropriate that all City Council action related to the public hearing for the Project be dismissed.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WEST DES MOINES, IOWA THAT:

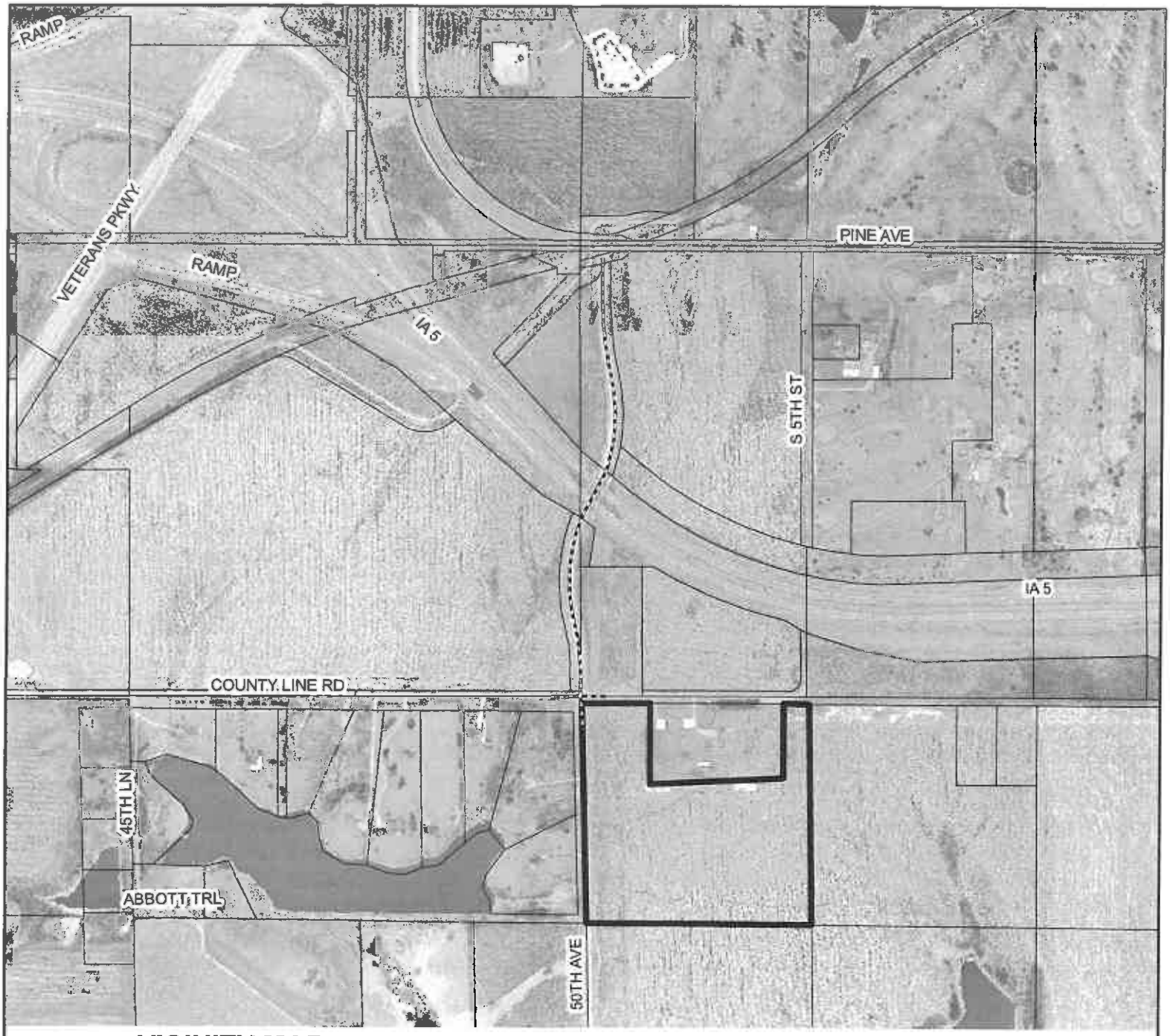
1. The public hearing set for June 15, 2015 to consider the final design and site selection and the approval of the acquisition of agricultural property necessary for the South 8th Street – County Line Road to Pine Avenue Project, Project Number 0510-050-2014 is dismissed.

PASSED AND ADOPTED this 15th day of June, 2015.

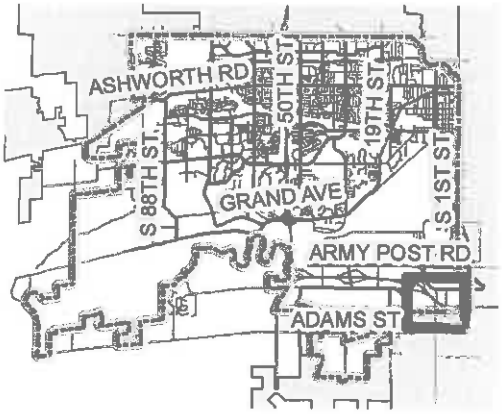
_____
Steven K. Gaer, Mayor

ATTEST:

_____
Ryan T. Jacobson
City Clerk



VICINITY MAP



N

LEGEND

PROJECT LOCATION ———

THE CITY OF WEST DES MOINES

CITY OF WEST DES MOINES
ENGINEERING SERVICES
4200 MILLS CIVIC PARKWAY
WEST DES MOINES, IOWA 50265
PH: (515) 222-3620 FAX: (515) 273-0602

PROJECT: **S. 8th STREET COUNTY LINE ROAD TO PINE AVENUE**

Project No. 0510-050-2014

LOCATION:

EXHIBIT "A"

DRAWN BY: BJM	DATE: 4/24/2015	SHT. 1 OF 1