CITY OF WEST DES MOINES
CITY COUNCIL MEETING COMMUNICATION

DATE: August 24 2015

ITEM: Resolution - Approval of Purchase Agreement and Easements for the Dixie Acres Sanitary Sewer Project (Number 0510-039-2015)

FINANCIAL IMPACT: $1,935.00 (previously budgeted)

BACKGROUND: Property interests necessary for the Dixie Acres Sanitary Sewer, north of Ashworth Road on 54th Street, Project have been acquired through a negotiated Purchase Agreement, at the appraised fair market value from the owners shown on Exhibit "A". The attached resolution approves the Purchase Agreement and, for policy and title purposes, formally accepts the easements and authorizes the filing of all relevant documents. Costs associated with acquisition of the easements will be paid from Account No. 5104.80.820.6.7930.

OUTSTANDING ISSUES (if any): None

RECOMMENDATION:

Adopt Resolution approving and accepting Purchase Agreement and Easements for the Dixie Acres Sanitary Sewer, north of Ashworth Road on 54th Street, Project.

Lead Staff Member: Richard 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	
Dates(s) Published	

SUBCOMMITTEE REVIEW (if applicable)

Committee	Public Works		
Date Reviewed			
Recommendation	Yes	No	Split

RESOLUTION NO._____

AUTHORIZING APPROVAL AND ACCEPTANCE OF PURCHASE AGREEMENT AND EASEMENTS FOR THE CONSTRUCTION OF THE DIXIE ACRES SANITARY SEWER, NORTH OF ASHWORTH ROAD ON 54TH STREET, PROJECT NUMBER 0510-039-2015

WHEREAS, the City Council of the City of West Des Moines, Iowa has previously approved the establishment of the Dixie Acres Sanitary Sewer Connection Fee District, Project Number 0510-039-2015; and

WHEREAS, on July 13, 2015, the City Council approved the acquisition of property, for the Project; and

WHEREAS, it is the policy of the City of West Des Moines, Iowa, to approve the conveyance of all property interests to the City; and

WHEREAS, the City of West Des Moines has negotiated a purchase agreement for the acquisition of property and easements necessary for the Project; and

WHEREAS, documents conveying property interests for permanent sanitary sewer easements and associated improvements have been presented to the City for approval; and

WHEREAS, the names of the property owners and the fair market value of the property to be acquired are attached hereto as Exhibit "A" and made a part of this resolution; and

WHEREAS, it is in the best interest of the citizens of the City to approve and accept the above-described documents.

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

1. The documents described above conveying property interests to the City of West Des Moines, Iowa, are hereby approved and accepted.

2. The City Clerk is directed to certify the Council's approval and acceptance.

3. The City Attorney is authorized to take all steps necessary and consistent with the Purchase Agreement to acquire the property.

4. The documents shall be filed with the county recorder as appropriate.

5. The Director of Finance is authorized to make payment to the property owners shown on the attached Exhibit "A" pursuant to the terms and conditions of the Purchase Agreement as shown on the attached Exhibit "A".

PASSED AND ADOPTED this 24th day of August, 2015.

_____
Steven K. Gaer, Mayor

ATTEST:

_____
Ryan T. Jacobson
City Clerk

Exhibit "A"

DIXIE ACRES SANITARY SEWER
WDM PROJECT NO. 0510-039-2015

PARCEL #	PROPERTY OWNER	ACQUIRED PRICE-FMV
2	Darwin and Carolyn Williams 1008 54th Street	$1,935.00
	TOTAL	**$1,935.00**