CITY OF WEST DES MOINES
CITY COUNCIL MEETING COMMUNICATION

DATE: September 21, 2015

ITEM:

Resolution - Establishing Just Compensation and Approving the Acquisition of Property
Walnut Creek Outfall Storm Sewer

FINANCIAL IMPACT:

None at this time.

BACKGROUND:

Pursuant to state law, the attached Resolution approves the acquisition of property at the fair market value to be established by compensation estimate and/or appraisal, approves hiring of an appraiser, and approves initiation and completion of condemnation proceedings, if necessary.

OUTSTANDING ISSUES:

None.

RECOMMENDATION:

City Council Adopt:

- Resolution Establishing Just Compensation and Approving the Acquisition of Property.

Lead Staff Member: Duane C. Wittstock, P.E., L.S., City Engineer

DCW

STAFF REVIEWS

Department Director	Duane C. Wittstock, City Engineer
Appropriations/Finance	Tim Stiles, Finance Director
Legal	Richard J. Scieszinski, City Attorney
Agenda Acceptance	RTJ

PUBLICATION(S) (if applicable)

Published In	
Dates(s) Published	

SUBCOMMITTEE REVIEW (if applicable)

Committee	Public Works		
Date Reviewed	September 14, 2015		
Recommendation	Yes	No	Split

RESOLUTION ESTABLISHING JUST COMPENSATION AND APPROVING THE ACQUISITION OF PROPERTY

WHEREAS, the City of West Des Moines has previously approved funding for the construction of the following Project,

Walnut Creek Outfall Storm Sewer
0510-009-2013

and

WHEREAS, it is necessary to acquire property and easements from private owners in these areas for the construction of improvements; and

WHEREAS, acquisition of property and easements by the City through purchase, condemnation or gift based upon fair market value of the property is necessary and appropriate.

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

1. Pursuant to the property acquisition policy of the City of West Des Moines, acquisition of all property and easements necessary for the construction of the Project is hereby approved.

2. City staff is authorized to acquire appraisals or formulate compensation estimates establishing the fair market value of the property necessary for the Project.

3. City staff is further authorized to acquire the property and easements through voluntary acquisition or gift based upon the fair market value of each property as determined by the appraisal or compensation estimates, which upon the appraisals/estimates completion are hereby approved (copies of which shall be on file in the Office of the City Clerk).

4. Upon the inability of the City to acquire the property voluntarily or by gift, condemnation of such property is hereby approved. The City Legal Department is authorized to initiate and complete condemnation proceedings.

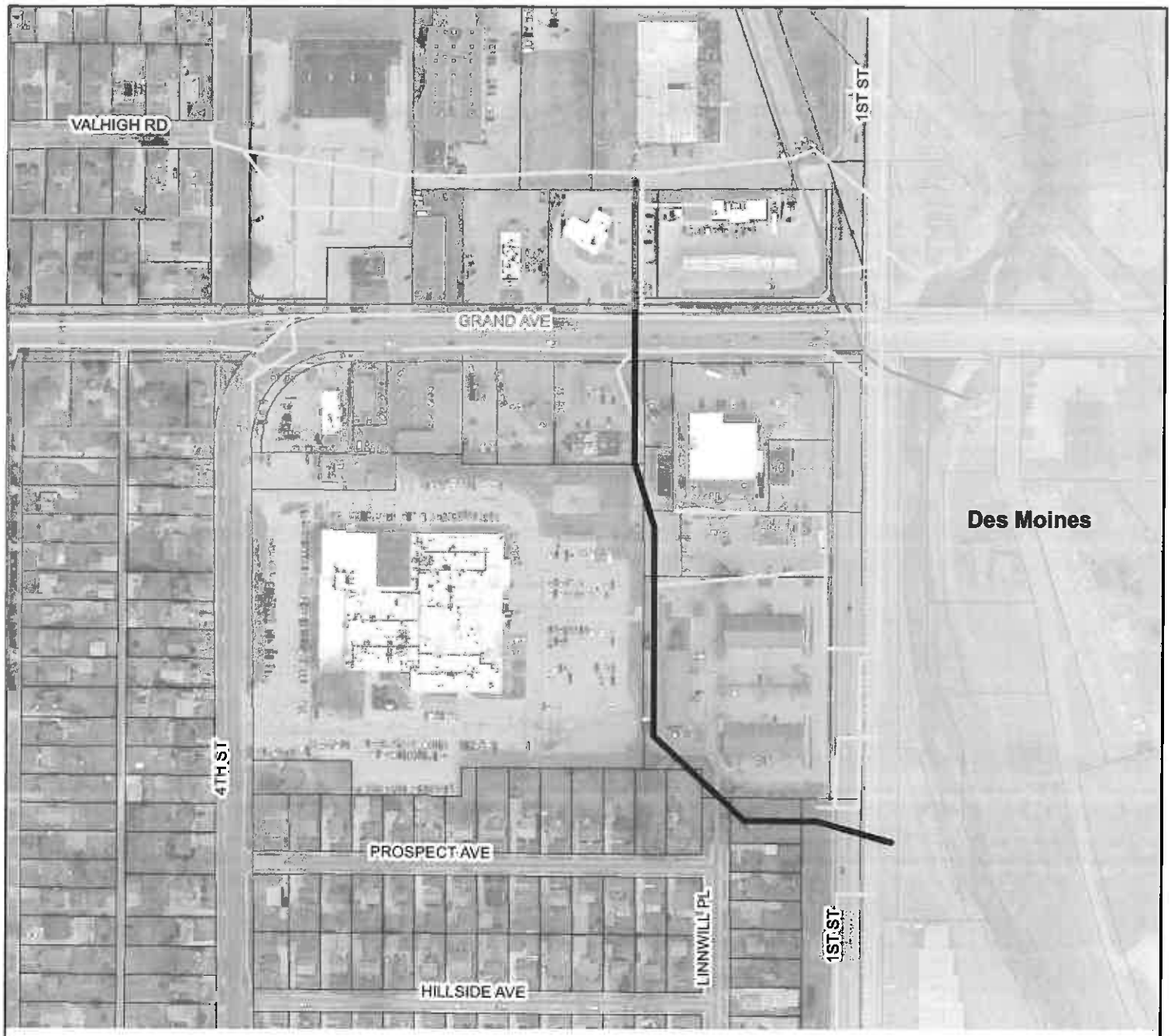
5. Acquisition of property related to the Project shall be done in accordance with all local, state and federal laws and regulations.

PASSED AND ADOPTED this 21st day of September, 2015.

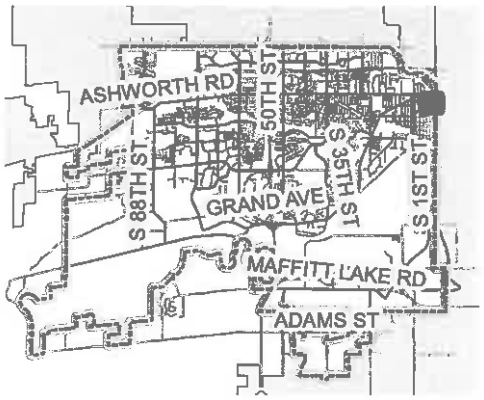
_____
Steven K. Gaer, Mayor

ATTEST:

_____
Ryan T. Jacobson, City Clerk



VICINITY MAP



N

LEGEND

PROJECT LOCATION

SANITARY SEWER

STORM SEWER

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:	**WALNUT CREEK OUTFALL STORM SEWER**
	Project No. 0510-009-2013
LOCATION:	**EXHIBIT "A"**

DRAWN BY: JMS	DATE: 09/21/2015	SHT. 1 OF 1