CITY OF WEST DES MOINES
CITY COUNCIL MEETING COMMUNICATION

DATE: May 2, 2016

ITEM: Resolution - Approval and Acceptance of Purchase Agreement and Easements for the Walnut Creek Outfall Storm Sewer Improvements Project, Project Number 0510-009-2013

FINANCIAL IMPACT: $4,780.00 (previously budgeted)

BACKGROUND: Property interests necessary for the Walnut Creek Outfall Storm Sewer Improvements 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 property interests and easements will be paid from Account No. 5533.80.820.6.7930.

OUTSTANDING ISSUES (if any): None

RECOMMENDATION:

Adopt Resolution approving and accepting the Purchase Agreement and Easements for the Walnut Creek Outfall Storm Sewer Improvements Project.

Lead Staff Member: Duane Wittstock, Engineer

STAFF REVIEWS

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

PUBLICATION(S) (if applicable)

Published In	
Dates(s) Published	

SUBCOMMITTEE REVIEW (if applicable)

Committee			
Date Reviewed			
Recommendation	Yes		

RESOLUTION NO._____

AUTHORIZING APPROVAL AND ACCEPTANCE OF PURCHASE AGREEMENTS AND EASEMENTS FOR THE CONSTRUCTION OF THE WALNUT CREEK OUTFALL STORM SEWER IMPROVEMENTS PROJECT, PROJECT NUMBER 0510-009-2013

WHEREAS, on September 21, 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 purchase agreements for the acquisition of property necessary for the Project; and

WHEREAS, documents conveying property interests necessary to complete the project 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 Agreements to acquire the property interests.

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 Agreements.

PASSED AND ADOPTED this 2nd day of May, 2016.

_____
Steven K. Gaer, Mayor

ATTEST:

_____
Ryan T. Jacobson
City Clerk

Exhibit "A"

WALLNUT CREEK OUTFALL STORM SEWER IMPROVEMENTS
WDM PROJECT NO. 0510-009-2013

PARCEL #	PROPERTY OWNER	CONDEMNTION AWARD/ ACQUIRED PRICE-FMV
04	Allan Madsen 201 Prospect Avenue	$4,780.00
	TOTAL	**$4,780.00**