

# CITY OF WEST DES MOINES

## COUNCIL AGENDA

**date:** Friday, June 29, 2018

**time:** 8:00 a.m.

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|                              |                     |                    |                     |
|------------------------------|---------------------|--------------------|---------------------|
| MAYOR .....                  | STEVEN K. GAER      | CITY MANAGER.....  | TOM HADDEN          |
| COUNCILMEMBER AT LARGE ..... | RENEE HARDMAN       | CITY ATTORNEY..... | RICHARD SCIESZINSKI |
| COUNCILMEMBER AT LARGE ..... | JIM SANDAGER        | CITY CLERK.....    | RYAN JACOBSON       |
| COUNCILMEMBER 1ST WARD ..... | KEVIN L. TREVILLYAN |                    |                     |
| COUNCILMEMBER 2ND WARD ..... | JOHN MICKELSON      |                    |                     |
| COUNCILMEMBER 3RD WARD ..... | RUSS TRIMBLE        |                    |                     |

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### City Council Chambers

1. **Call Meeting to Order**
  
2. **Approval of Agenda**
  - a. Motion - Approval of Agenda
  
3. **New Business**
  - a. Project Osmium Public Infrastructure (Veterans Parkway, SW 88<sup>th</sup> Street to South Grand Prairie Parkway and South Grand Prairie Parkway to SW Madison Avenue) - City Initiated
    1. Resolution - Approval and Acceptance of Purchase Agreements and Property Interests and Authorization of Payment
  
4. **Receive and File**
  - a. Special Meeting Notice

The City of West Des Moines is pleased to provide accommodations to disabled individuals or groups and encourages their participation in city government. Should special accommodations be required please contact the Clerk's office at least 48 hours in advance, at 222-3600 to have accommodations provided.

**CITY OF WEST DES MOINES  
CITY COUNCIL MEETING COMMUNICATION**

**DATE: June 29, 2018**

**ITEM:** Resolution - Approval of Purchase Agreements, authorization of payment and acceptance of conveyance of property interests for Project Osmium Public Infrastructure (Veterans Pkwy: SW 88<sup>th</sup> - SW Grand Prairie Pkwy and SW Grand Prairie Pkwy - SW Madison Ave.)

**FINANCIAL IMPACT:** \$155,597.79 (previously budgeted)

**SYNOPSIS:** Property interests necessary for the Project Osmium Public Infrastructure (Veterans Pkwy: SW Wild Rose - SW Grand Prairie Pkwy and SW Grand Prairie Pkwy - SW Madison Ave.) have been both donated and acquired through negotiated purchase at or above the appraised fair market value from the owners shown on **Exhibit "A"**, with additional comments and/or additional costs shown in bold, if any. The attached resolution approves the purchase agreements, authorizes payment and, for policy and title purposes, formally accepts the property interests and authorizes the filing of all relevant documents. Costs associated with acquisition of the property interests will be paid from Account No. 500.000.000.5550.730, Project Nos. 0510 011 2017 and 0510 012 2017.





**OUTSTANDING ISSUES** (if any): None.

**RECOMMENDATION:**

Adopt Resolution Approving and Accepting Purchase Agreements and Conveyance of Property Interests to the City of West Des Moines for the Project Osmium Public Infrastructure.

**Lead Staff Member:** Brian J. Hemesath, P.E., Interim City Engineer

**STAFF REVIEWS**

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

**PUBLICATION(S)** (if applicable)

|                    |  |
|--------------------|--|
| Published In       |  |
| Dates(s) Published |  |

**SUBCOMMITTEE REVIEW** (if applicable)

|                |     |  |  |
|----------------|-----|--|--|
| Committee      | N/A |  |  |
| Date Reviewed  |     |  |  |
| Recommendation |     |  |  |

Prepared by: Richard J. Scieszinski, City Attorney, PO Box 65320, West Des Moines, IA 50265-0320 (515) 222-3614

Return to: City Clerk, City of West Des Moines, P.O. Box 65320, West Des Moines IA 50265 (515) 222-3600

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SPACE ABOVE THIS LINE FOR RECORDER

**RESOLUTION NO. \_\_\_\_\_**

**AUTHORIZING APPROVAL AND ACCEPTANCE OF PURCHASE AGREEMENTS AND CONVEYANCE OF PROPERTY INTERESTS FOR THE CONSTRUCTION OF VETERANS PARKWAY PUBLIC INFRASTRUCTURE (VETERANS PARKWAY: SW 88<sup>TH</sup> TO S GPP, PROJECT NO. 0510-011-2017; SW GRAND PRAIRIE PKWY – SW MADISON AVENUE, PROJECT NO. 0510-012-2017).**

**WHEREAS**, on June 26, 2017, the City Council of the City of West Des Moines, Iowa established the fair market value and authorized the acquisition of property and easements, including any leasehold interests, necessary for the construction of the Project Osmium Public Infrastructure (Veterans Parkway: SW 88<sup>th</sup> to S GPP, Project No. 0510-011-2017; SW Grand Prairie Pkwy – SW Madison Ave., Project No. 0510-012-2017); 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 obtained property interests through both donation and negotiated purchase for the acquisition of property interests necessary for the Project; and

**WHEREAS**, the names of the property owners and the fair market value of the property to be acquired through purchase agreements are attached hereto as **Exhibit “A”** and made a part of this resolution; and

**WHEREAS**, documents conveying property interests necessary to complete the project have been presented to the City for approval; and

**WHEREAS**, it is in the best interest of the City of West Des Moines 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 \_\_\_\_ day of **June, 2018**.

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Steven K. Gaer, Mayor

ATTEST:

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Ryan T. Jacobson  
City Clerk

**Exhibit "A"**

**PROJECT OSMIUM PUBLIC INFRASTRUCTURE  
(VETERANS PARKWAY PROJECT NOS. 0510-011-2017, AND 0510-012-2017)**

| <u>PARCEL #</u> | <u>PROPERTY OWNER</u>            | <u>ACQUIRED<br/>PRICE-FMV</u> |   |
|-----------------|----------------------------------|-------------------------------|---|
|                 | <b>General Manufacturing Co.</b> |                               |   |
|                 | Madison Co. Parcel Nos.          |                               |   |
| "011-02-F1"     | 011010386000000                  |                               |   |
| "               | 011010388000000                  | \$0.00                        | *donation                                   |
| "               | 011010266010000                  |                               |   |
| "1-F "          | 011010384000000                  |                               |   |
|                 | <b>General Manufacturing Co.</b> |                               |   |
|                 | Madison Co. Parcel Nos.          |                               |   |
| "011-02-F2"     | 011010386000000                  |                               |   |
| "               | 011010388000000                  |                               |   |
| "               | 011010266010000                  |                               |   |
| "011-02-F3"     | 011010266010000                  |                               |   |
| "011-02-P"      | 011010386000000                  |                               |   |
| "1-P"           | 011010384000000                  | \$146,297.79                  |   |
| "1-P1"          | 011010384000000                  |                               |   |
| "011-02-T1"     | 011010386000000                  |                               |   |
| "               | 011010388000000                  |                               |   |
| "               | 011010266010000                  |                               |   |
| "011-02-T2"     | 011010266010000                  |                               |   |
| "1-T"           | 011010384000000                  |                               |   |
|                 | <b>General Manufacturing Co.</b> | \$9,300.00                    | *additional compensation<br>for crop damage |
|                 | <b>TOTAL</b>                     | <b>\$155,597.79</b>           |   |