CITY OF WEST DES MOINES
CITY COUNCIL MEETING COMMUNICATION

DATE: **February 19, 2019**

ITEM: Resolution - Approval and Acceptance of Purchase Agreement(s) and Conveyance of Property Interests for the Construction of the Cedar Ridge Sewer Extension Project.

FINANCIAL IMPACT: $0.00 (previously budgeted)

SYNOPSIS: Property interests necessary for Construction of the Cedar Ridge Sewer Extension Project have been donated (and memorialized through a negotiated purchase agreement) as an obligation of the Subdivision Ordinance from the owners shown on **Exhibit "A"**, with additional comment(s) and/or additional costs not reflected in the compensation estimate(s) shown in bold, if any. The attached resolution for policy and title purposes, formally accepts the interests and authorizes the filing of all relevant document(s). Costs associated with acquisition of the property interests will be paid from Account No. 640.000.000.5550.730, Project No. 0510-054-2018.

OUTSTANDING ISSUES (if any): None.

RECOMMENDATION:

Adopt a Resolution approving and accepting Purchase Agreement(s) and Conveyance of Property Interests to the City of West Des Moines for Construction of Cedar Ridge Sewer Extension Project.

Lead Staff Member: Brian J. Hemesath, P.E., 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			
Date Reviewed			
Recommendation	Yes	No	Split

RESOLUTION NO._____

AUTHORIZING APPROVAL AND ACCEPTANCE OF PURCHASE AGREEMENT(S) AND CONVEYANCE OF PROPERTY INTERESTS FOR CEDAR RIDGE SEWER EXTENSION PROJECT, PROJECT NO. 0510-054-2018

WHEREAS, on December 26, 2018, the City Council of the City of West Des Moines, Iowa established the fair market value and authorized the acquisition of property and easement(s), including any leasehold interests, necessary for Cedar Ridge Sewer Extension Project, Project No. 0510-054-2018; 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 agreement(s) for the acquisition of property interests necessary for the Project; and

WHEREAS, the name(s) of the property owner(s) and the fair market value, established by compensation estimate(s) prepared by JCG Land Services, Inc., of the property to be acquired through purchase agreement(s) are attached hereto as **Exhibit "A"** and made a part of this resolution; and

WHEREAS, document(s) 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 citizens of the City to approve and accept the above-described document(s).

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

1. The document(s) 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(s) to acquire the property interests.

4. The document(s) shall be filed with the county recorder as appropriate.

5. The Director of Finance is authorized to make payment to the property owner(s) shown on the attached **Exhibit "A"** pursuant to the terms and conditions of the Purchase Agreement(s).

PASSED AND ADOPTED this **19th** day of **February, 2019.**

_____
Steven K. Gaer, Mayor

ATTEST:

_____
Ryan T. Jacobson
City Clerk

Exhibit "A"

CEDAR RIDGE SEWER EXTENSION PROJECT,
PROJECT NO. 0510-054-2018

PARCEL	PROPERTY OWNER	ACQUIRED PRICE-FMV	
01	Daniel Flynn and Courtney Flynn 33459 335th Street, Waukee, IA	$0.00	***donation**
	TOTAL	**$0.00**	