CITY OF WEST DES MOINES
CITY COUNCIL MEETING COMMUNICATION

DATE: **March 4, 2019**

ITEM: Resolution - Approval and Acceptance of Purchase Agreements and Conveyance of Property Interests for Construction of the Ashworth Road Reconstruction Project (I-80 Bridge to 98th Street).

FINANCIAL IMPACT: $24,080.00 (previously budgeted)

SYNOPSIS: Property interests necessary for Construction of the Ashworth Road Reconstruction Project (I-80 Bridge to 98th Street) have been donated (and memorialized through a negotiated purchase agreement) as an obligation of Site Plan PC-00341-2017 from the owners shown on **Exhibit "A"**, with additional comments and/or additional costs not reflected in the compensation estimate shown in bold, if any. The attached resolution approves the purchase agreements 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 No. 0510-074-2017.

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 Construction of the Ashworth Road Reconstruction Project (I-80 Bridge to 98th Street).

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

STAFF REVIEWS

Department Director	Richard J. Scieszinski, City Attorney	RJS
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 AGREEMENTS AND CONVEYANCE OF PROPERTY INTERESTS FOR CONSTRUCTION OF THE ASHWORTH ROAD RECONSTRUCTION PROJECT (1-80 BRIDGE TO 98TH STREET, PROJECT NO. 0510-074-2017)

WHEREAS, on August 20, 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 construction of the Ashworth Road Reconstruction Project (I-80 Bridge to 98th Street, Project No. 0510-074-2017); 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 donation and has negotiated purchase agreements 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 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 **4th day of March, 2019.**

_____
Steven K. Gaer, Mayor

ATTEST:

_____
Ryan T. Jacobson
City Clerk

Exhibit "A"

PROJECT ASHWORTH ROAD RECONSTRUCTION
(I-80 BRIDGE TO 98th STREET, PROJECT NO. 0510-074-2017)

PARCEL	PROPERTY OWNER	ACQUIRED PRICE-FMV	
6	Maple Grove United Methodist Church 9155 Ashworth Road	$24,080.00	***donated fee title per obligation of Site Plan PC-00341-2017; includes $1,860 for temporary easement, $19,000 for former church relocation, $1,220 for interest on 12-month $33,000 loan at 6.75%, and $2,000 for loan and appraisal fees**
	TOTAL	**$24,080.00**	