CITY OF WEST DES MOINES
CITY COUNCIL MEETING COMMUNICATION

DATE: **May 3, 2021**

ITEM: Resolution - Approval and Acceptance of Conveyance of Property Interests for 88th Street Reconstruction - Ashworth Road to Abram Drive Project

FINANCIAL IMPACT: Minimal filing costs.

SYNOPSIS: Property interests necessary for the construction of the 88th Street Reconstruction - Ashworth Road to Abram Drive Project will be donated from the owners shown on **Exhibit "A"**. For policy and title purposes, the attached resolution approves and 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. 500.000.000.5550.735, Project No. 0510-039-2020 with the ultimate funding intended to come from General Obligation Bonds.

OUTSTANDING ISSUES (if any): None.

RECOMMENDATION:

Adopt a Resolution approving and accepting Conveyance of Property Interests to the City of West Des Moines for Construction of 88th Street Reconstruction - Ashworth Road to Abram Drive 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 CONVEYANCE OF PROPERTY INTERESTS FOR THE 88TH STREET RECONSTRUCTION - ASHWORTH ROAD TO ABRAM DRIVE PROJECT, PROJECT NO. 0510-039-2020

WHEREAS, on September 8, 2020, 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 88th Street Reconstruction - Ashworth Road to Abram Drive Project, Project No. 0510-039-2020 ("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 obtained Agreements for the donation of property interests necessary for the Project; and

WHEREAS, the name of the property owners of the property to be acquired is 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 Agreements to acquire the property interests.

4. The documents shall be filed with the county recorder as appropriate.

PASSED AND ADOPTED this **3rd** day of **May, 2021.**

_____
Steven K. Gaer, Mayor

ATTEST:

_____
Ryan T. Jacobson
City Clerk

Exhibit "A"

88TH STREET RECONSTRUCTION - ASHWORTH ROAD TO ABRAM DRIVE
PROJECT NO. 0510-039-2020

EXHIBIT/ PARCEL	PROPERTY OWNER	ACQUIRED PRICE-FMV	SUMMARY
"04-F1" "04-T1"	Shelly Jo Koehn-Smith and Hud Smith 8820 Wendover Road West Des Moines, Dallas County, IA 50266	$0.00	***donation** Replace approximately 250 LF of fence and one 16' gate (Fencing will be 4' high galvanized horse fence with 2" x 4" mesh openings)
"08-F1" "08-T1"	Craig McCoy and James McCoy 843 88th Street West Des Moines, Dallas County, IA 50266	$0.00	***donation**
"05-F1" "05-P1" "05-T1"	TWG WDM, LP f/k/a RJB LLC 520 88th Street West Des Moines, Dallas County, IA 50266	$0.00	***Required dedication per Development Agreement dated April 5, 2021**
	TOTAL	**$0.00**	