

**CITY COUNCIL  
COMMUNICATION:**

**03-008**

**AGENDA:**

JANUARY 6, 2003

**SUBJECT:**

AUTHORIZATION TO  
PROCEED WITH  
RIGHT-OF-WAY  
ACQUISITION

**TYPE:**

**RESOLUTION**  
ORDINANCE  
RECEIVE/FILE

**SUBMITTED BY:**

WILLIAM G. STOWE  
PUBLIC WORKS  
DIRECTOR

JOHN F. MCKEE,  
P.E.  
ACTING CITY  
ENGINEER

**ITEM \_\_\_\_\_**

**OFFICE OF THE CITY MANAGER  
CITY OF DES MOINES, IOWA**

**SYNOPSIS —**

Authorization to proceed with right-of-way acquisition for Bennett Avenue, Nierob Court, and 26<sup>th</sup> Street – Closes Creek Storm Water Improvement Projects.

**FISCAL IMPACT —**

The total compensation for easements and fee takings for approximately 95 parcels will be approximately \$175,000. Funds for these compensations are provided for in the 2002-03/2007-08 Capital Improvements Program (CIP), Storm Water Improvements - Page 7, Index Code 366864, Fund EN304, Organization ENG990000, Project: STE068, Activity ID 01-2003-003.

**RECOMMENDATION —**

**Approval.**

**BACKGROUND —**

The Closes Creek Watershed, on the northwest side of Des Moines, has experienced numerous flooding events over the past several years as a result of localized rainfall. This watershed was the subject of a study in 2000-2002, which identified proposed projects to alleviate the flooding problems. The watershed covers portions of four neighborhoods in Des Moines: Beaverdale, Waveland Park, Drake, and Kirkwood Glen. A portion of the watershed also covers areas that are not in organized neighborhoods. For this reason, significant efforts were made to conduct public meetings during the conceptual design process.

This is the first phase of an estimated \$28.2 million project to address storm water needs for the watershed. Right-of-way acquisition is needed for construction of projects in three areas: the Bennett Avenue area includes construction of two detention basins, storm sewer piping, inlet and channel improvements; the Nierob Court area includes construction of storm sewer piping, storm inlets, and reconstruction of a sediment basin; the 26<sup>th</sup> Street at Hickman area includes construction of a detention basin along the main channel of Closes Creek. The cost estimate for storm water improvements in these three areas is approximately \$3.0 million.

	<p>The right-of-way acquisitions for the three areas will consist of temporary and permanent easements, in addition to eight fee takings—one of which is for a residential property currently unoccupied. There will be approximately 95 parcels involved in this right-of-way acquisition process.</p>
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