



**Council
Communication**
Office of the City Manager

Date November 19, 2007

Agenda Item No. 14
Roll Call No. 07-
Communication No. 07-685
Submitted by: **Jeb E. Brewer, P.E.,**
City Engineer

AGENDA HEADING:

Authorization to Proceed with Acquisition of the Necessary Right-of-way and Easements for the Scott Avenue Bridge over Leetown Creekway Replacement Project by Gift, Negotiation, or Condemnation.

SYNOPSIS:

Recommend authorization to acquire necessary right-of-way and easements for the above project. This action is required by Iowa law before the City can initiate the acquisition of required property interests under eminent domain.

FISCAL IMPACT:

Amount: \$5,000 estimated right-of-way acquisition costs

Funding Source: 2007-08 CIP, Page Bridge Viaduct Improvements - 13, BRV037, Scott Avenue Bridge over Leetown Creekway, Gaming Monies.

ADDITIONAL INFORMATION:

On September 11, 2006, the City Council approved a Professional Services Agreement with Shuck-Britson Inc. for evaluation, design, and construction phase services in connection with the project.

The project will require acquisition of permanent and temporary construction easements from five property owners. The fair market value of all property interests to be acquired will be submitted to the City Council for approval, or the City Manager, in accordance with established City policy. Negotiations for all property interests will be conducted in accordance with Iowa eminent domain law, including relocation assistance, if necessary.

PREVIOUS COUNCIL ACTION(S):

Date: September 11, 2006

Roll Call Number: 06-1742

Action: [Approving](#) Professional Services Agreement with Shuck-Britson, Inc. for evaluation, design and construction phase services for replacement of Scott Avenue Bridge over Leetown Creekway, \$84,481. ([Council Communication No. 06-562](#)) Moved by Vlassis to adopt. Motion Carried 6-0.

BOARD/COMMISSION ACTION(S): NONE

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE