



# Council Communication

Office of the City Manager

Date

January 5, 2009

Agenda Item No. 10  
Roll Call No. 09-  
Communication No. 09-006  
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 2008 Storm Sewer Repair Project – Contracts 2 and 3 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 right-of-way acquisition process under eminent domain.

## FISCAL IMPACT:

Amount: \$30,000 estimated for right-of-way acquisition.

Funding Source: 2008-09 CIP, City-wide Storm Water Utility Projects, STE057, Page - Storm Water Improvements 4.

## ADDITIONAL INFORMATION:

The City-wide Storm Water Utility Projects provides funding for several minor storm water projects and emergency repairs needed in order to respond to localized drainage problems throughout the city. The 2008 Storm Sewer Repair Project - Contracts 2 and 3 includes the need for permanent easements for proposed storm sewers located at Southeast 6<sup>th</sup> Street & Pioneer Road; Southeast 6<sup>th</sup> Street & Lacona Avenue; three permanent easements for storm sewer between 3418 and 3500 62<sup>nd</sup> Street; one permanent easement at 323 East Broad Street; and two flowage easements at 313 and 317 East Broad Street. Additionally, temporary construction easements will be needed at 16<sup>th</sup> Street & Oak Park Avenue, 29<sup>th</sup> Street & Forest Drive, 3418 and 3500 62<sup>nd</sup> Street, and 317 and 333 East Broad Street.

## PREVIOUS COUNCIL ACTION(S):

Date: April 7, 2008

Roll Call Number: 08-559

Action: Authorization to proceed with acquisition of necessary right-of-way and easements for 2008 Storm Sewer Repair Project - Contract 1. (Council Communication No. 08-200) Moved by Vlassis to adopt. Motion Carried 6-1.

**BOARD/COMMISSION ACTION(S): NONE**

**ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE**

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