

 <p style="text-align: center;"><b>Council Communication</b> Office of the City Manager</p>	<b>Date:</b> December 6, 2010
	<b>Agenda Item No.</b> 12 <b>Roll Call No.</b> [ _____ ] <b>Communication No.</b> <u>10-722</u> <b>Submitted by:</b> <b>Jeb E. Brewer, P.E.</b> <b>City Engineer</b>

**AGENDA HEADING:**

Acceptance of real estate documents from 1405 S.E. 1<sup>st</sup> Co. for the Livingston Avenue Storm Sewer Project.

**SYNOPSIS:**

Recommend acceptance of real estate documents from 1405 S.E. 1<sup>st</sup> Co., Ralph Gillotti, President, 1709 S. 42nd Street, West Des Moines, Iowa 50265, for the Livingston Avenue Storm Sewer Project. This action is required for the City to accept the real estate documents required from this property.

**FISCAL IMPACT:**

Amount: \$5,000 estimated for acquisition and closing costs

Funding Source: 2010-11 CIP, Storm Water Improvements - Page 13, Livingston Avenue Sewer Lining, STE085.

**ADDITIONAL INFORMATION:**

This project provides for construction of a storm sewer lining project in the Livingston area south of the Des Moines River. This project will install a cured-in-place liner in the existing storm sewer. The storm sewers were damaged in several locations within this area during the 2008 flooding and rain events. This project will reduce the incidence of damage due to future high river levels.

The project improvements will be constructed within the City’s street right-of-way, except for permanent and temporary easements needed from the following property and a small temporary easement needed from the property at 216 East Livingston Avenue. No relocation assistance will be required for this project.

1405 S.E. 1st Co. is the owner of property located at 1405 SE 1st Street. The property owner has agreed to an acquisition price of \$5,000, which is equal to the estimated fair market value for a permanent and temporary easement required for this project.

**PREVIOUS COUNCIL ACTION(S):**

Date: November 9, 2009

Roll Call Number: 10-2061

Action: [On](#) Livingston Avenue Storm Sewer Televising: Resolution approving plans, specifications, form of contract documents, engineer's estimate and designating lowest responsible bidder as Priority Excavating LLC, (Toby Torstenson, President), \$251,000. ([Council Communication No. 09-796](#)) Moved by Meyer to adopt. Motion Carried 6-1.

Date: November 9, 2009

Roll Call Number: 10-2062

Action: [Approval](#) of contract and bond, and permission to sublet. Moved by Meyer to adopt. Motion Carried 6-1.

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

**ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE**

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