 <p style="text-align: center;">Council Communication Office of the City Manager</p>	Date:	May 20, 2013
	Agenda Item No.	15
	Roll Call No.	<u>13-778</u>
	Communication No.	<u>13-246</u>
	Submitted by:	Jeb E. Brewer, P.E., City Engineer

AGENDA HEADING:

Authorization to proceed with acquisition of a permanent easement for sanitary sewer purposes on property located northwest of 2080 King Avenue by gift, negotiation or condemnation.

SYNOPSIS:

Authorization to proceed with the acquisition of a permanent easement for sanitary sewer purposes on property located northwest of 2080 King Avenue by gift, negotiation or condemnation. Iowa law requires this action before the City can initiate the right-of-way acquisition process under eminent domain

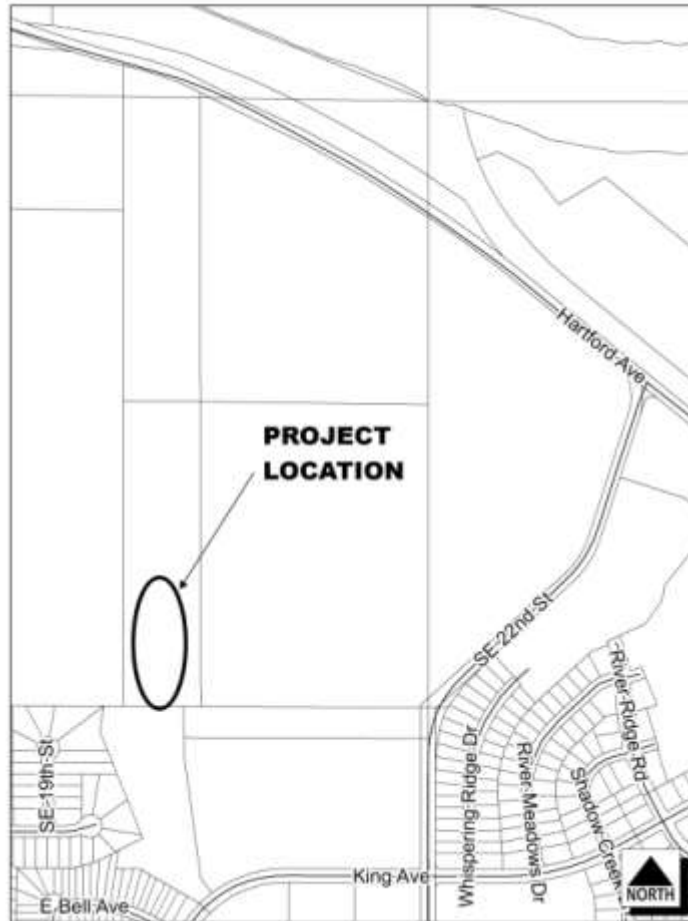
FISCAL IMPACT:

Amount: To be determined by an independent appraiser after design is complete and the easement acquisition limits have been determined.

Funding Source: 2013-14 CIP, Page Sanitary – 6, City-wide Sanitary Sewers, SAE054

ADDITIONAL INFORMATION:

In January of 2013, a sanitary sewer spill was reported on undeveloped property owned by Eugene J. Schmitt and located northwest of 2080 King Avenue in Des Moines, Iowa. Public works initiated the clean-up of the spill, and while investigating ownership and access across the property to the spill, it was determined that no permanent easement existed for sanitary sewer construction, repair, or maintenance. Acquisition of a permanent sewer easement will provide the City with the necessary rights to access and maintain the sewer in the future, including but not limited to reconstruction of the sewer if necessary.



PREVIOUS COUNCIL ACTION(S): NONE

BOARD/COMMISSION ACTION(S): NONE

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

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