 <p style="text-align: center;"><b>Council Communication</b> Office of the City Manager</p>	<b>Date:</b>	September 11, 2017
	<b>Agenda Item No.</b>	<b>17</b>
	<b>Roll Call No.</b>	<b><u>17-1550</u></b>
	<b>Communication No.</b>	<b><u>17-662</u></b>
	<b>Submitted by:</b>	<b>Pamela S. Cooksey, P.E., City Engineer</b>

**AGENDA HEADING:**

Authorization to proceed with acquisition of the necessary property interests for the SE 9th Street Storm Water Pump Station Project by gift, negotiation, or eminent domain.

**SYNOPSIS:**

Recommend approval of authorization to proceed with acquisition of the necessary property interests for the SE 9th Street Storm Water Pump Station Project by gift, negotiation, or eminent domain. This action is required by Iowa law before the City can initiate the property acquisition process under eminent domain. The first phase of this project involves vacant land only, and will not require relocation assistance.

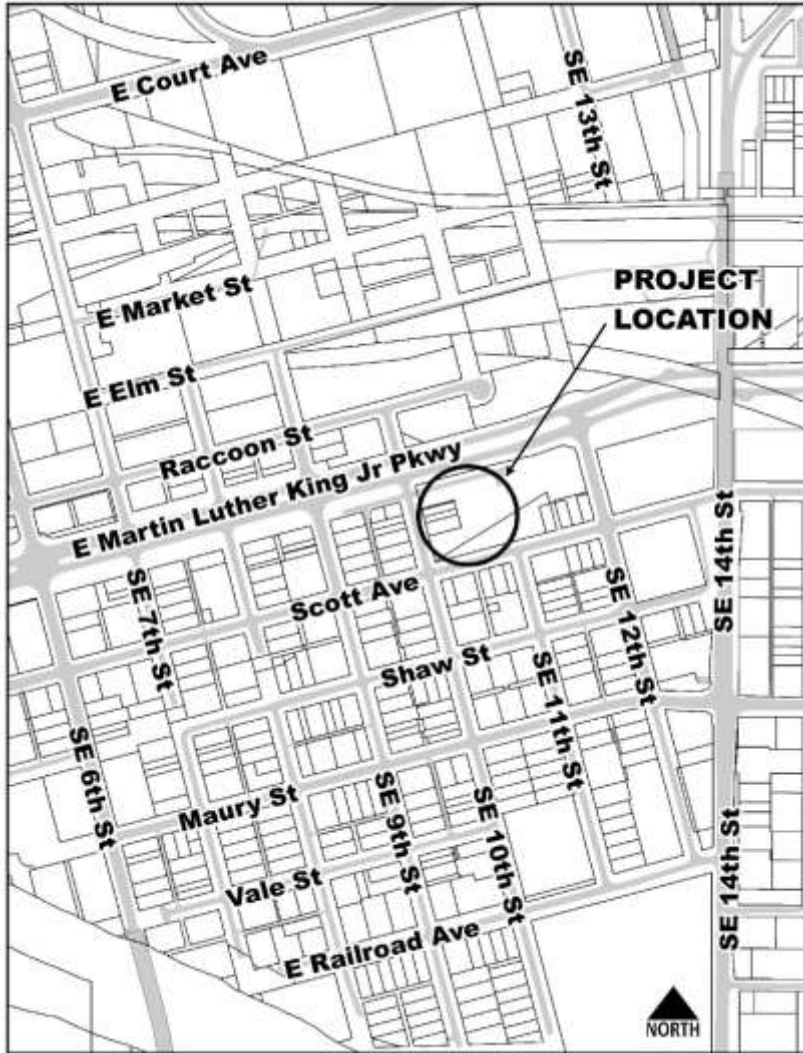
**FISCAL IMPACT:**

Amount: \$80,000, plus closing costs.

Funding Source: 2017-18 Capital Improvements Program (CIP), Page Storm Water – 6, Flood Mitigation Improvements, SM087.

**ADDITIONAL INFORMATION:**

- The existing SE 9th Street pump station has an inadequate discharge elevation (3-feet lower than required for FEMA accreditation), lacks redundancy, has insufficient capacity, and needs several operational improvements and repairs. Construction of the following improvements is necessary for this project: 1) Replacement of the existing SE 9th Street pump station northwest of the existing pump station on City-owned property; 2) Upsizing the storm sewer trunk sewer along Maury Street between SE 11th Street and SE 9th Street; and 3) Construction of a detention basin on the south side of E. Martin Luther King, Jr. Parkway between SE 10th Street and vacated SE 11th Street, which is needed to alleviate flooding of houses at SE 11th Street and Maury Street.
- The City owns the majority of the site for the proposed detention, except for three (3) privately owned vacant lots and one (1) small tax sale parcel owned by Polk County. Acquisition of these vacant lots is necessary for construction of the detention basin. The City may also need to acquire several permanent and temporary easements from adjoining property owners along Maury Street for the construction of the new storm sewer. Relocation assistance will not be required for this project.



**PREVIOUS COUNCIL ACTION(S):**

Date: March 6, 2017

Roll Call Number: [17-0351](#)

Action: [Approving](#) Supplemental Agreement No. 1 to the Professional Services Agreement with Stantec Consulting Services, Inc. for SE 9th Street Storm Water Pump Station, not to exceed \$59,000. ([Council Communication No. 17-276](#)) Moved by Hensley to adopt. Motion Carried 6-1. Absent: Gatto.

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

**ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:**

Setting Fair Market Value and actions related to project construction.

For more information on this and other agenda items, please call the City Clerk's Office at 515-283-4209 or visit the Clerk's Office on the first floor of City Administration Building, 400 E. Court Avenue Ste.116. Council agendas are available to the public at the City Clerk's Office on Thursday afternoon preceding Monday's Council meeting. Citizens can also request to receive meeting notices and agendas by email by calling the Clerk's Office or sending their request via email to [cityclerk@dmgov.org](mailto:cityclerk@dmgov.org).