

## COUNCIL COMMUNICATION

	Number:	<b>20-395</b>	Meeting:	<b>September 14, 2020</b>
	Agenda Item:	<b>24</b>	Roll Call:	<b>20-1429</b>
	Submitted by:	<b>Steven L. Naber, P.E., City Engineer</b>		

### AGENDA HEADING:

Authorization to proceed with acquisition of the necessary property interests to correct the City's ownership of Linden Street by gift, negotiation, or eminent domain.

### SYNOPSIS:

Recommend approval of authorization to proceed with acquisition of the necessary property interests to correct the City's ownership of Linden Street by gift, negotiation, or eminent domain. This action is required because the City's ownership of Linden Street right-of-way does not currently match the footprint of the constructed roadway. This action is also required by Iowa law before the City can initiate the right-of-way acquisition process under eminent domain.

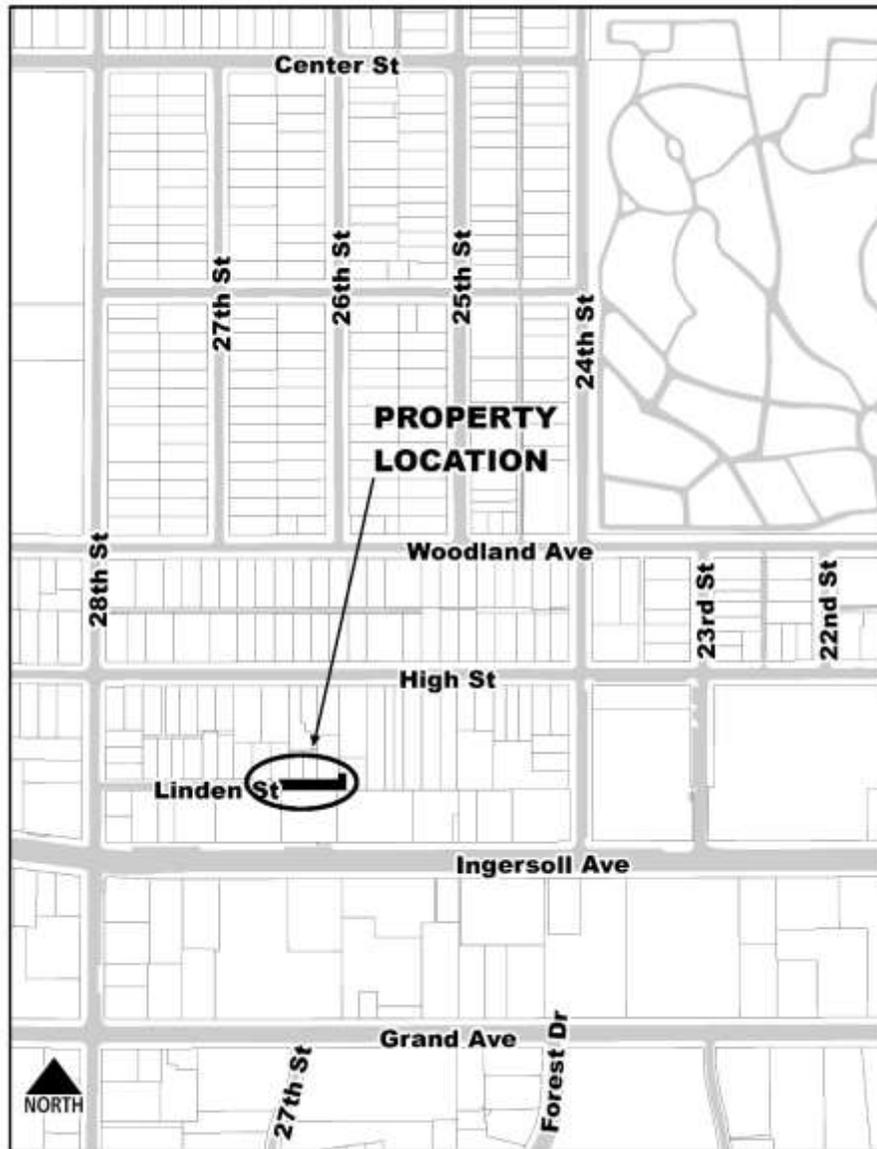
### FISCAL IMPACT:

Amount: \$35,000 plus closing costs

Funding Source: 2020-21 CIP, Page Street Improvements – 37, Roadway Rehabilitation – Residential, ST013

### ADDITIONAL INFORMATION:

- The City's Engineering and Public Works Departments have determined that it is necessary to acquire additional right-of-way in order to correct the City's ownership of Linden Street, as the City's ownership does not currently match the footprint of the constructed roadway discovered during the Near West Side Sewer Separation and Ingersoll Avenue Streetscape projects.
- Four (4) partial fee acquisitions and one (1) permanent easement for street turnaround are needed from five (5) property owners. The total acquisition area required for Linden Street right-of-way consists of approximately 5,386 square feet and the easement area required for the street turnaround is approximately 905 square feet. Relocation assistance is not required for these acquisitions.
- Upon closing, the acquired property will be dedicated for use as Linden Street right-of-way.



**PREVIOUS COUNCIL ACTION(S): NONE**

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

**ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE**

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