

Date August 24, 2015

CONTINUING AUTHORIZATION TO PROCEED WITH ACQUISITION OF THE NECESSARY RIGHT-OF-WAY AND EASEMENTS FOR THE YEADER CREEK GRADE CONTROL IMPROVEMENTS PROJECT BY GIFT, NEGOTIATION, OR EMINENT DOMAIN

WHEREAS, on August 11, 2014, by Roll Call No. 14-1257, the City Council of the City of Des Moines, Iowa, approved a Cooperative Agreement with the Iowa Department of Natural Resources for a project for stream stabilization within Yeader Creek and urban conservation practices within Ewing Park; and

WHEREAS, on August 11, 2014, by Roll Call 14-1258, the City Council of the City of Des Moines, Iowa, approved a Professional Services Agreement between the City of Des Moines and Snyder & Associates, Inc. to provide design phase services for the Yeader Creek Grade Control Improvements, Phase 1 Project; and

WHEREAS, on August 10, 2015, by Roll Call 15-1346, the City Council of the City of Des Moines, Iowa, continued this item to the Council meeting on August 24, 2015, to allow time to schedule a meeting with affected property owners, allowing the Polk County Conservation staff and City representatives to address the property owners' concerns with the project; and

WHEREAS, a public meeting the with the affected property owners has been scheduled for August 26, 2015, which was the earliest date available to accommodate the schedules of all affected parties; and

WHEREAS, City staff recommends a further continuance of the authorization for property acquisition to September 14, 2015, in order to consider any comments or concerns raised at the public meeting.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa:

1. That the Authorization to Proceed with Acquisition of the necessary Right-of-Way and Easement for the Yeader Creek Grade Control Improvements Project by Gift, Negotiation, or Eminent Domain, shall be continued to September 14, 2015.



Roll Call Number

Agenda Item Number

16

Date August 24, 2015

Moved by _____ to adopt.

APPROVED AS TO FORM:

Lisa A. Wieland

Lisa A. Wieland, Assistant City Attorney

RTW

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GATTO				
GRAY				
HENSLEY				
MAHAFFEY				
MOORE				
TOTAL				

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

MOTION CARRIED APPROVED

Mayor

City Clerk