

OFFICE OF THE CITY MANAGER
DES MOINES, IOWA

ITEM X-4

CITY COUNCIL COMMUNICATION 97-084
FEBRUARY 17, 1997 AGENDA

SUBJECT:	TYPE:	SUBMITTED BY:
E UNIVERSITY AND WILLIAMS INTERSECTION IMPROVEMENT RIGHT-OF-WAY ACQUISITION	◆ RESOLUTION ORDINANCE RECEIVE/FILE	HAROLD E. SMITH CITY ENGINEER

SYNOPSIS —

There are two extra items on the February 17, 1997, City Council agenda concerning right-of-way required from 4100 East University Avenue in conjunction with the East University/Williams Street Intersection Improvement. One of the roll calls approves the condemnation award in the amount of \$12,000 plus commissioners' and sheriff's fees. This action provides the right-of-way necessary to proceed with the intersection construction this summer.

The second roll call provides for the voluntary acquisition of the residential property at 4100 East University Avenue. Because the property owner and resident, Alan Wayne King (a single person), is handicapped and has severe medical problems requiring numerous emergency trips to the hospital, it has been determined that it is not possible to leave Mr. King on the site during construction. In consultation with the IDOT, it has been determined that the best solution would be a volunteer acquisition of his home and to provide relocation. Attached is a copy of a February 17, 1997, letter from Mr. Robert L. North, Right-of-Way Director, Project Development Division of the IDOT, concurring in that action. The suggested fair market value of 4100 East University Avenue is \$47,000. It is the City's intent to subtract the condemnation award from the fair market value to establish the offer amount.

The City of Des Moines is acquiring this property in the name of the State of Iowa, and any acquisition and relocation cost would be reimbursed by the State in accordance with a previously-approved 28E Agreement for the intersection project.

FISCAL IMPACT —

All costs associated with these actions will be reimbursed by the Iowa Department of Transportation under Project Number NHS-163-1(52)--19-77.

RECOMMENDATION —

Approval of the condemnation award for the right-of-way needed for construction of the intersection project

Approval of the fair market value for voluntary acquisition and authorization to negotiate acquisition of the property and payment of eligible relocation cost

Attachment



Iowa Department of Transportation

800 Lincoln Way, Ames, IA 50010-6993

515-239-1517

FAX: 515-239-1247

February 17, 1997

When communicating, refer to:
Your Letter Re: 4100
E. University, Des Moines

HAROLD E SMITH P E
CITY ENGR ENGINEERING DEPT
CITY HALL 100 E 1ST ST
DES MOINES IA 50305

Dear Mr. Smith:

We have received your letter dated February 14, 1997 regarding Alan King. Given Mr. King's circumstances, we believe your decision to acquire his home and relocate him is justified and we concur.

Sincerely,

Robert L. North
Right of Way Director
Project Development Division

RLN:SDA:ds

Post-it® Fax Note	7671	Date	2/17	# of pages	1
To	Judy Rains	From	Sue Albright		
Co./Dept	DSM	Co.	Iowa DOT		
Phone #		Phone #	239-1401		
Fax #		Fax #			