


COUNCIL COMMUNICATION

 CITY OF DES MOINES OFFICE OF THE CITY MANAGER	Number:	23-436	Meeting:	October 2, 2023
	Agenda Item:	71	Roll Call:	23-1375
	Submitted by:	Steven L. Naber, P.E., City Engineer		

AGENDA HEADING:

Hold public hearing on the intent to commence a public improvement project to construct the East Army Post Road Trunk Sanitary Sewer Project and to authorize acquisition of the necessary property interests, including agricultural land, for the project by gift, negotiation, or eminent domain.

SYNOPSIS:

Recommend approval of authorization to proceed with acquisition of the necessary property interests for the East Army Post Road Trunk Sanitary Sewer Project by gift, negotiation, or eminent domain. This action is required by Iowa law when agricultural property is proposed for acquisition, before the City can initiate the property acquisition process for this project under eminent domain. Relocation assistance will not be required for this project.

FISCAL IMPACT:

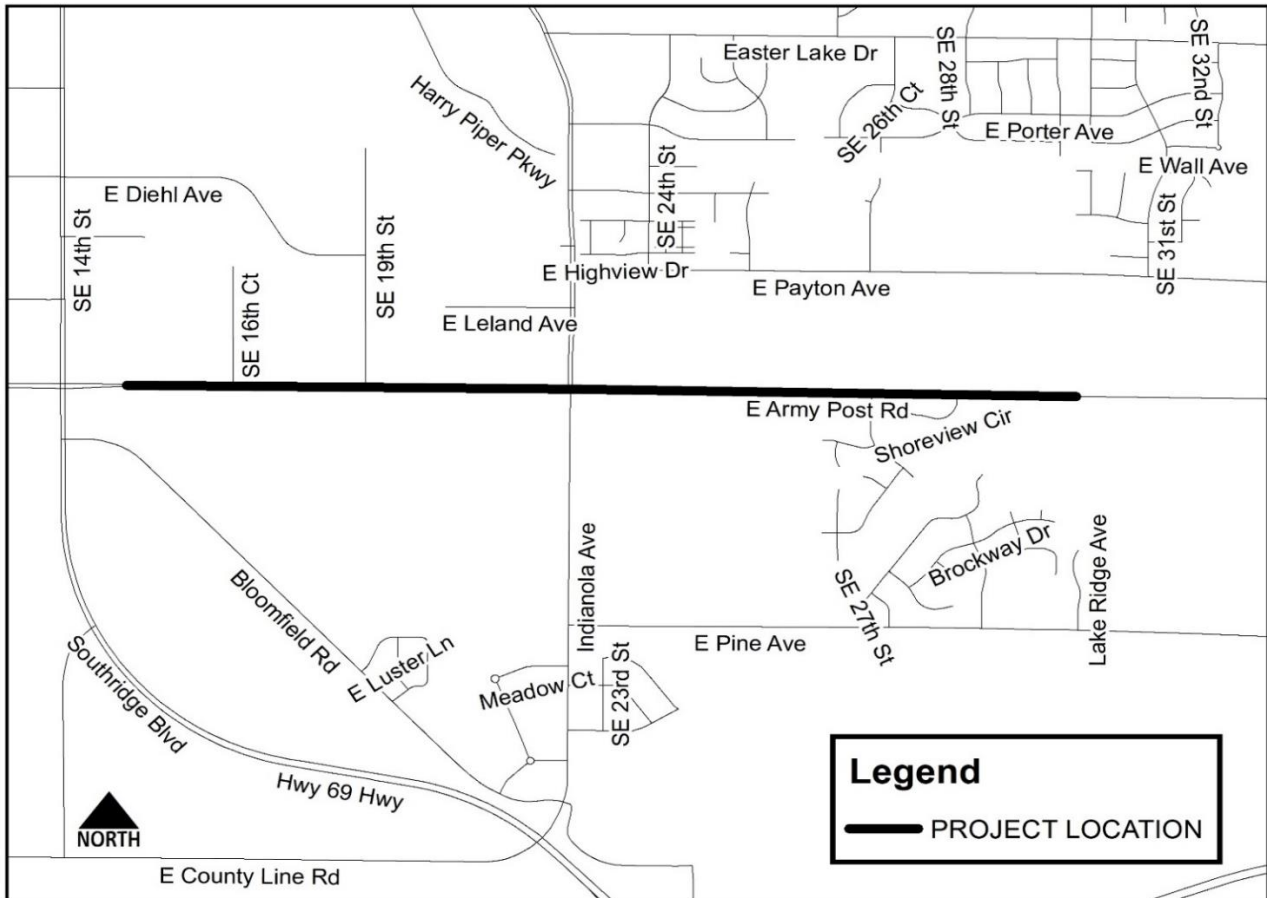
Amount: To be determined after final design is completed.

Funding Source: 2023-24 Capital Improvement Program (CIP), Page 97, Sanitary Sewer Trunk Sewers, SS120, Sanitary Sewer Fund

ADDITIONAL INFORMATION:

- This sanitary sewer trunk project will allow areas in the southeast portion of the City to develop where there is currently insufficient sewer capacity. This project provides for the construction of a trunk sanitary sewer ranging in size from 10-inches to 15-inches in diameter, generally aligned along and adjacent to East Army Post Road, providing sewer service for the areas lying on the north and south sides of East Army Post Road from the 1600 block to the 3000 block.
- On September 1, 2023, under provisions of Iowa Code 6B.2A, notices of the proposed resolution authorizing acquisition of agricultural land by eminent domain for public improvement purposes were mailed to each affected agricultural land property owner and contract purchaser of record known to be occupying the properties required for the project.
- The affected property owners have the right to attend the City Council Meeting on October 2, 2023, to voice any objections to the proposed property interests to be acquired.

- Utility relocation is scheduled to start in 2024, and this project is scheduled to bid in late 2024 with sewer construction starting in 2025.
- At this time, approximately 23 temporary construction easements and two (2) permanent easements are needed from 19 property owners to complete construction of this project. Relocation assistance will not be required.



PREVIOUS COUNCIL ACTION(S):

Date: September 11, 2023

Roll Call Number: [23-1251](#)

Action: On the intent to commence a public improvement project to construct the East Army Post Road Trunk Sewer Project and to authorize acquisition of the necessary property interests, including agricultural land, for the project, (10-2-23). Moved by Gatto to adopt. Second by Boesen. Motion Carried 6-0.

Date: August 22, 2022

Roll Call Number: [22-1311](#)

Action: [Approving](#) exception to the City's Request for Proposal process for good cause and approving Professional Services Agreement with Foth Infrastructure and Environment, LLC for professional services for East Army Post Road Trunk Sewer, not to exceed \$300,000. ([Council Communication No. 22-384](#)) Moved by Gatto to adopt. Second by Boesen. Motion Carried 7-0.

BOARD/COMMISSION ACTION(S): NONE

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

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