



# City of Olathe

## COUNCIL AGENDA ITEM

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**MEETING DATE:** 2/5/2019

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**DEPARTMENT:** Public Works & Legal

**STAFF CONTACT:** Mary Jaeger / Beth Wright / Ron Shaver

**SUBJECT:** Authorization of a survey for eminent domain for the Lakeview Avenue Sanitary Sewer Improvements Project, PN 1-C-024-18.

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**ITEM DESCRIPTION:**

Consideration of Resolution No. 19-1015 authorizing a survey and description of land or interest to be condemned for the Lakeview Avenue Sanitary Sewer Improvements Project, PN 1-C-024-18.

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**SUMMARY:**

Project No. 1-C-024-18 was authorized by Resolution No. 17-1093 on December 19, 2017. This project will replace the existing gravity sanitary sewer located between Central Street and Church Street along Lakeview Avenue and between Sunset Drive and Keeler Street along the south side of North Frisco Lake (see Project Location Map - Attachment A). These mains were identified as overcapacity in the Mill Creek Sanitary Sewer Master Plan and have an increased risk of sanitary sewer overflows or potential backups for residents. Additionally, this section of sewer main has been in service for over 60 years and is beyond its estimated useful life.

Easements need to be acquired on 24 tracts of land for the project and easements on 13 tracts have been acquired to date.

This resolution is the first step in the eminent domain process (Attachment B).

To keep the project on schedule, land acquisition needs to be completed by April 30, 2019. Staff is continuing to negotiate with the property owners to try to reach agreements to acquire the property before using the eminent domain process.

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**FINANCIAL IMPACT:**

Funding for the Lakeview Avenue Sanitary Sewer Improvements Project, as approved in the 2018 Capital Improvement Plan, includes:

Revenue Bonds	\$3,066,800
<u>Water &amp; Sewer Fund</u>	<u>\$ 251,000</u>
<b>Total</b>	<b>\$3,317,800</b>

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**ACTION NEEDED:**

Approve Resolution No. 19-1015 authorizing a survey and description of land or interest to be condemned for the Lakeview Avenue Sanitary Sewer Improvements Project, PN 1-C-024-18.

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**ATTACHMENT(S):**

A: Project Location Map

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B: Eminent Domain Resolution