City of Olathe

COUNCIL AGENDA ITEM

MEETING DATE: 6/4/2019

DEPARTMENT: Public Works & Legal
STAFF CONTACT: Mary Jaeger / Beth Wright / Ron Shaver
SUBJECT: Approval of an engineer's survey for eminent domain for the 159th Street and Black Bob Road Improvements Project, PN 3-C-006-16.

ITEM DESCRIPTION:
Consideration of Ordinance No. 19-22 approving an engineer's survey and authorizing the acquisition of land for the 159th Street and Black Bob Road Improvements Project, PN 3-C-006-16.

SUMMARY:
Project No. 3-C-006-16 was authorized by Resolution No. 16-1015 on February 2, 2016 and re-authorized by Resolution No. 18-1069 on August 7, 2018. This project will re-construct the intersection at 159th Street and Black Bob Road to include a traffic signal along with right and left turn lanes in all directions. This project will also include storm sewer, curb and gutter, streetlights, and all other work necessary to complete the project. Attachment A is a map of the project area.

Right-of-way and/or easements need to be acquired on 3 tracts of land in Olathe for the project and 1 tract of land in the County. No tracts have been acquired to date.

On May 21, 2019, the City Council approved Resolution No. 19-1037 which authorized an engineering survey of land needed for the project.

This ordinance is the second step of the eminent domain process. The ordinance approves the survey and authorizes the filing of a petition for eminent domain in the Johnson County, Kansas District Court (Attachment B - Ordinance).

To keep the project on schedule, land acquisition needs to be completed by September 1, 2019. Staff will continue to negotiate with the property owners to try to reach agreements to acquire the property needed before filing the eminent domain petition.

FINANCIAL IMPACT:
Funding for the 159th Street and Black Bob Road Improvements Project includes:

General Obligation (GO) Bonds		$4,468,750
Johnson County		$1,331,250
CMAQ		$1,000,000
	TOTAL	**$6,800,000**

ACTION NEEDED:
Adopt Ordinance No. 19-22 approving an engineer's survey and authorizing the acquisition of land for the 159th Street and Black Bob Road Improvements Project, PN 3-C-006-16.

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ATTACHMENT(S):
A: Project Location Map
B: Eminent Domain Ordinance