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CIC

## MEMORANDUM

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December 3, 2013

**TO:** Board of Mayor and Aldermen

**FROM:** Eric Stuckey, City Administrator  
David Parker, City Engineer/CIP Executive  
Paul Holzen, Director of Engineering  
Patricia Proctor, Utilities Engineer II

**SUBJECT:** **Consideration of Resolution 2013-82 - A Resolution Authorizing Condemnation for the Acquisition of Property for Sidewalks Along 11<sup>th</sup> Avenue South**

### **Purpose**

The purpose of this memorandum is to provide the Board of Mayor and Aldermen (BOMA) with information to consider Resolution 2013-82 - A Resolution Authorizing Condemnation for the Acquisition of Property for Sidewalks Along 11<sup>th</sup> Avenue South.

### **Background**

BOMA approved Resolution 2013-36 on June 25, 2013, to include street, sidewalk and drainage improvements into the 11<sup>th</sup> Avenue Improvement Project. In order to tie in the sidewalk at the intersection of 11<sup>th</sup> Avenue and Natchez Street, additional right-of-way must be obtained. The bids for the 11<sup>th</sup> Avenue Improvements Project were opened on November 26, 2013. In an effort to prevent the acquisition process from creating a potential delay, Staff has written Resolution 2013-82 to authorize condemnation proceedings. Staff will continue to work diligently with all property owners and use condemnation only as a last resort.

### **Financial Impact**

The cost for the acquisition of the necessary easements for this project is not anticipated to exceed \$1,000.00 and will be paid from the project budget.

### **Recommendation**

Staff recommends approval of Resolution 2013-82 - A Resolution Authorizing Condemnation for the Acquisition of Property for Sidewalks Along 11<sup>th</sup> Avenue. At this point, approval of this Resolution will only help staff to maintain the current schedule in the event negotiations falter.