

RESOLUTION NO. 2014-37

RESOLUTION ACCEPTING TEMPORARY CONSTRUCTION EASEMENT ON A PORTION OF THE PROPERTY LOCATED AT 25 EAST CEMETERY ROAD IN CONNECTION WITH THE PHASE 2 EAST CEMETERY ROAD STREET RECONSTRUCTION, TRAIL AND DRAINAGE IMPROVEMENTS PROJECT IN FAIRFAX, LINN COUNTY, IOWA

AND

ACCEPTING TEMPORARY CONSTRUCTION EASEMENT ON A PORTION OF THE PROPERTY LOCATED AT 7901 EAST CEMETERY ROAD IN CONNECTION WITH THE PHASE 2 EAST CEMETERY ROAD STREET RECONSTRUCTION, TRAIL AND DRAINAGE IMPROVEMENTS PROJECT IN FAIRFAX, LINN COUNTY, IOWA

WHEREAS, Hall & Hall Engineers has determined the need for a temporary construction easements for construction of the Phase 2 East Cemetery Road Street Reconstruction, Trail and Drainage Improvements Project; and

WHEREAS, Regis L. Arp and Barbara R. Arp, OWNERS of the real property known and described as follows:

The North 258.71 feet of the East 446 feet of the Northeast Quarter of the Southeast Quarter of Section 9, Township 82 North, Range 8 West of the 5th Principal Meridian, in the City of Fairfax, Linn County, Iowa, Except the North 208.71 feet of the West 208.71 feet of said Parcel; and Excepting the City Street Right-of-Way

have agreed to convey the necessary temporary construction easement for grading and shaping upon a portion of the above real property for consideration as follows:

Temporary Construction Easement: \$154.89

; and

WHEREAS, Regis L. Arp and Barbara R. Arp, OWNERS of the real property known and described as follows:

See Attached Temporary Construction Easement

have agreed to convey the necessary temporary construction easement for grading and shaping upon a portion of the above real property for consideration as follows:

Temporary Construction Easement: \$695.78

; and

WHEREAS, Hall & Hall Engineers recommends the City enter into an agreement to purchase a temporary construction easement with the terms set forth within said easement documents.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Fairfax, Iowa, to execute the Temporary Construction Easements and issue checks for the Allocation of Proceeds.

BE IT FURTHER RESOLVED, by the Fairfax City Council of the City of Fairfax, Iowa, that the Mayor and City Clerk/Treasurer are hereby authorized and directed to execute said resolution.

Passed and approved this 11th day of March, 2014.

AYES: Beer, Frieden, Otto, Magers, and Wainwright

NAYS: None

Jason Rabe, Mayor

ATTEST:

Cynthia Stimson, City Clerk/Treasurer