

# GENERAL

## Ordinance Fact Sheet

210539

Ordinance Number

**Brief Title**

Condemning private properties for the "89th Street Sidewalk Improvements" project.

**Approval Deadline**

**Reason**

Condemning private properties for public use as part of the "89th Street Sidewalk Improvements" project.

**Details**

**Reason for Legislation**

The Council finds that the fee interest in private properties must be condemned for public use as Sidewalk, Storm Drainage and Temporary Construction Easements, for the construction, location and maintenance of the "89th Street Sidewalk Improvements", Project No. 89060793, in Kansas City, Jackson County, Missouri.

**Discussion**

Said improvements shall be of the nature described and specified in, and shall be done in accordance with, the plans and specifications certified under the supervision of the Director of the Department of Public Works, the same being on file in the Office of the Director of the Department of Public Works, and being incorporated herein by reference.

The properties being condemned will be used by the City of Kansas City, Missouri for Sidewalk, Storm Drainage, and Temporary Construction Easements.

Just compensation for the property interests taken shall be assessed and paid according to law; and the proceedings to determine compensation shall be prosecuted in one or more suits in the Circuit Court of Jackson County, Missouri, pursuant to the provisions of Chapter 523 of the Revised Statutes of Missouri, as supplemented or amended by Section 86.01 to 86.10 of the Rules of Civil Procedure. Payment of compensation shall be made by Kansas City from funds appropriated, or to be appropriated, for such purposes.

Pending the acquisition of said lands by condemnation, the Director of the Department of Public Works is hereby authorized to negotiate the purchase of said land and pay for them out of funds appropriated or to be appropriated as aforesaid, and if any tracts be so acquired by negotiation and purchase, the City Attorney is authorized to withdraw same from condemnation proceedings.

**Positions/Recommendations**

<b>Sponsor</b>	City Manager
<b>Programs, Departments, or Groups Affected</b>	Public Works
<b>Applicants / Proponents</b>	Applicant City Department Public Works Other
<b>Opponents</b>	Groups or Individuals  Basis of opposition
<b>Staff Recommendation</b>	<input checked="" type="checkbox"/> For <input type="checkbox"/> Against  Reason Against
<b>Board or Commission Recommendation</b>	By <input type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No action taken <input type="checkbox"/> For, with revisions or conditions (see details column for conditions)
<b>Council Committee Actions</b>	<input type="checkbox"/> Do pass <input type="checkbox"/> Do pass (as amended) <input type="checkbox"/> Committee Sub. <input type="checkbox"/> Without Recommendation <input type="checkbox"/> Hold <input type="checkbox"/> Do not pass

**Discussion (continued)**

**Details**

**Policy/Program Impact**

<b>Policy or Program Change</b>	<input type="checkbox"/> No <input type="checkbox"/> Yes
<b>Operational Impact Assessment</b>	

**Finances**

<b>Cost &amp; Revenue Projections -- Including Indirect Costs</b>	
<b>Financial Impact</b>	
<b>Fund Source (s) and Appropriation Account Codes</b>	

**Applicable Dates:**

**Fact Sheet Prepared by:**

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Department of Public Works

**Reviewed by:**

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Department of Public Works

**Reference Numbers**