

REQUEST FOR LEGISLATIVE ACTION

Completed by County Counselor's Office:

Res/~~Ord~~ No.: 18432

Sponsor(s): Bob Spence

Date: March 18, 2014

SUBJECT	Action Requested <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance Project/Title: Temporary Construction and Grading Easement at 215 N.Liberty Independence, MO											
BUDGET INFORMATION <i>To be completed By Requesting Department and Finance</i>	<table border="1" data-bbox="316 441 1247 640"> <tr> <td>Amount authorized by this legislation this fiscal year:</td> <td></td> </tr> <tr> <td>Amount previously authorized this fiscal year:</td> <td></td> </tr> <tr> <td>Total amount authorized after this legislative action:</td> <td></td> </tr> <tr> <td>Amount budgeted for this item * (including transfers):</td> <td></td> </tr> <tr> <td>Source of funding (name of fund) and account code number;</td> <td>FROM ACCT</td> </tr> </table> <p>* If account includes additional funds for other expenses, total budgeted in the account is</p> OTHER FINANCIAL INFORMATION: <input checked="" type="checkbox"/> No budget impact (no fiscal note required) <input type="checkbox"/> Term and Supply Contract (funds approved in the annual budget); estimated value and use of contract: Department: Estimated Use: \$ Prior Year Budget (if applicable): \$0.00 Prior Year Actual Amount Spent (if applicable):\$0.00		Amount authorized by this legislation this fiscal year:		Amount previously authorized this fiscal year:		Total amount authorized after this legislative action:		Amount budgeted for this item * (including transfers):		Source of funding (name of fund) and account code number;	FROM ACCT
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PRIOR LEGISLATION	Prior ordinances and (date): Prior resolutions and (date):											
CONTACT INFORMATION	RLA drafted by (name, title, & phone): Scott George, Assistant Public Works Director, 816-847-7071											
REQUEST SUMMARY	The City of Independence is preparing a sidewalk and streetscape improvement project for the south side of Truman Road from Osage Avenue to Noland Road. In order to complete the project, they are seeking a temporary construction and grading easement at the Jackson County Election Board located at 215 N. Liberty. This temporary easement will be along the north side of the property. During the project, access will remain to the property, though the Truman road access will be closed for a minimal amount of time to rebuild and slightly widen it. Additionally, they will be installing new sidewalk and curbs and placing a concrete retaining wall between the parking lot and sidewalk to handle the elevation change. Currently, there is an asphalt slope with only concrete pillars at the edge of the parking lot to prevent people from sliding down the slope onto the sidewalk.											
CLEARANCE	<input type="checkbox"/> Tax Clearance Completed (Purchasing & Department) <input type="checkbox"/> Business License Verified (Purchasing & Department) <input type="checkbox"/> Chapter 6 Compliance - Affirmative Action/Prevailing Wage (County Auditor's Office)											
ATTACHMENTS	Project letter, Easement Agreement, plan sheet											
REVIEW	<table border="1" data-bbox="300 1493 1589 1793"> <tr> <td>Department Director: <i>Earl Newill</i></td> <td>Date: 03/10/2014</td> </tr> <tr> <td>Finance (Budget Approval): <i>If applicable</i></td> <td>Date:</td> </tr> <tr> <td>Division Manager: <i>MA</i></td> <td>Date:</td> </tr> <tr> <td>County Counselor's Office: <i>[Signature]</i></td> <td>Date: <i>3/13/14</i></td> </tr> </table>		Department Director: <i>Earl Newill</i>	Date: 03/10/2014	Finance (Budget Approval): <i>If applicable</i>	Date:	Division Manager: <i>MA</i>	Date:	County Counselor's Office: <i>[Signature]</i>	Date: <i>3/13/14</i>		
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County Counselor's Office: <i>[Signature]</i>	Date: <i>3/13/14</i>											

Fiscal Information (to be verified by Budget Office in Finance Department)

This expenditure was included in the annual budget.

- Funds for this were encumbered from the _____ Fund in _____.
- There is a balance otherwise unencumbered to the credit of the appropriation to which the expenditure is chargeable and there is a cash balance otherwise unencumbered in the treasury to the credit of the fund from which payment is to be made each sufficient to provide for the obligation herein authorized.
- Funds sufficient for this expenditure will be/were appropriated by Ordinance # _____
- Funds sufficient for this appropriation are available from the source indicated below.

Account Number:	Account Title:	Amount Not to Exceed:

- This award is made on a need basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases will, of necessity, be determined as each using agency places its order.
- This legislative action does not impact the County financially and does not require Finance/Budget approval.

City of Independence

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www.ci.independence.mo.us • (816) 325-7000



February 24, 2014

Jackson County Missouri
415 E. 12th Street
Kansas City, MO. 64106

**RE: Truman Road Streetscape, Phase II
Osage Avenue to Noland Road (South Side)
City Project # 70511204
Federal Project No. #STP-3330 (427)
Parcel No. 1**

Dear Property Owner:

The City of Independence is pleased to inform you of a sidewalk and streetscape improvement project planned for your area. The above project will improve the public sidewalk on the south side of Truman Road, from Osage Avenue to Noland Road in Independence. A highlighted exhibit drawing is included which shows the proposed project and requested easement.

In order to accomplish the proposed improvements, it is necessary to acquire certain property rights over a portion of your property. The property rights anticipated to be acquired are described as follows:

(Commonly known as 215 N. Liberty Street, Independence, MO. 64050)

PARCEL NO. 1

TEMPORARY CONSTRUCTION AND GRADING EASEMENT:

A tract of land for **Temporary Construction Easement** purposes 30 feet wide and all lying in Lot 7, "Plat of Town of Independence." Also known as "Independence Old Town," also known as "Old Town, now City of Independence," a subdivision located in the southwest quarter of Section 2, Township 49 North, Range 32 West, in the City of Independence, Jackson County, Missouri, lying south of, parallel with, and adjoining the southerly right of way of Truman Road, as now established across the following described property:

Lot 7, except that part in street, and Lot 8, "Plat of Town of Independence," also known as "Independence Old Town," also known as "Old Town, now City of Independence," a subdivision in Independence, Jackson County, Missouri, according to the recorded plat thereof.

As a reminder, a meeting was held with several members of the Jackson County Election Board last fall to discuss the project. In addition to the construction project specifics, it was also discussed that Jackson County would donate the Temporary Construction Easement without compensation.

We are hopeful, that because of the benefits to be derived from the project, we may reach an agreement with you to donate the easement. The easement requested is approximately 4,758 square feet, more or less, as a temporary construction and grading easement to accomplish construction. If you choose to donate the easement, we would appreciate your signing the formal easement document provided by our negotiator, and returning the original to us for recording.

Please contact me at **816-325-7174**, so an appointment can be made to discuss the project in detail.

We look forward to the continuation of our streetscape improvement program and are grateful for the opportunity to serve you.

Respectfully,



Zan McKinney
Engineering Administrator
Public Works Department

Enclosure