City of Olathe

COUNCIL AGENDA ITEM

MEETING DATE: 5/21/2019

DEPARTMENT: Public Works & Legal
STAFF CONTACT: Mary Jaeger / Beth Wright / Ron Shaver
SUBJECT: Approval of an engineer's survey for eminent domain for the Lone Elm Road, Old 56 Hwy to 151st, Improvements Project, PN 3-C-084-17.

ITEM DESCRIPTION:
Consideration of Ordinance No. 19-17 approving an engineer's survey and authorizing the acquisition of land for the Lone Elm Road, Old 56 Hwy to 151st, Improvements Project, PN 3-C-084-17.

SUMMARY:
Project No. 3-C-084-17 was created by Resolution No. 18-1083 on September 18, 2018. This project will improve Lone Elm Road to a four-lane arterial section between Old 56 Highway and 151st Street along with geometric improvements at the intersection of Lone Elm Road and Old 56 Highway. Improvements include storm sewer, streetlights, on-street bike lanes, landscaping, and sidewalks. The existing bridge over the railroad will be modified to provide pedestrian access. Attachment A is a map of the project area.

Right-of-way and/or easements need to be acquired on 20 tracts of land for the project, and 3 tracts have been acquired to date.

On May 7, 2019, the City Council approved Resolution No. 19-1035 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 July 1, 2019. Staff is continuing 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 Lone Elm Road, Old 56 Hwy to 151st, Improvements Project, as approved in the 2019 Capital Improvement Plan, includes:

General Obligation (GO) Bonds	$13,675,000
CARS	$ 2,000,000
STP	$ 3,785,000
TOTAL	$19,460,000

ACTION NEEDED:

MEETING DATE: 5/21/2019

Adopt Ordinance No. 19-17 approving an engineer's survey and authorizing the acquisition of land for the Lone Elm Road, Old 56 Hwy to 151st, Improvements Project, PN 3-C-084-17.

ATTACHMENT(S):

A: Project Location Map
B: Eminent Domain Ordinance