

RESOLUTION NO. 20-1018

**A RESOLUTION DECLARING IT NECESSARY TO ACQUIRE PRIVATE PROPERTY IN THE CITY OF OLATHE, KANSAS FOR THE PURPOSE OF REPLACING EXISTING CULVERTS WITH BRIDGES, RECONSTRUCTION OF PAVEMENT, CHANNEL DEEPENING AND WIDENING, RETAINING WALLS, AND STORM SEWER IMPROVEMENTS FOR THE MILL CREEK, PRAIRIE TO CEDAR, PHASE 1, STORMWATER IMPROVEMENTS PROJECT, NO. 2-C-030-18, AND FURTHER DIRECTING THE CITY ENGINEER OR DESIGNEE TO CAUSE A SURVEY TO BE MADE OF THE LAND NEEDED FOR SUCH IMPROVEMENT.**

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF OLATHE, KANSAS:**

**SECTION ONE:** It is necessary to acquire by appropriation and proceedings in Eminent Domain, fee simple title to private property in in the City of Olathe, Kansas for the purpose of replacing existing culverts with bridges, reconstruction of pavement, channel deepening and widening, retaining walls, and storm sewer improvements for the Mill Creek, Prairie to Cedar, Phase 1, Stormwater Improvements Project, No. 2-C-030-18. The City Engineer or designee is hereby directed and instructed to cause to be prepared and made a survey of the land necessary for such purpose and to prepare a certificate showing the results of such survey over her signature and to cause the same to be filed in the Office of the City Clerk of the City of Olathe, Kansas. Said report shall also contain a description of the land which is necessary for such purposes.

**SECTION TWO:** After the filing of said survey and report by the City Engineer or designee, the City Attorney of the City of Olathe, Kansas shall cause a proper ordinance to be prepared and submitted to the Governing Body for consideration, providing for the acquisition of private property in the City of Olathe by appropriate proceedings in Eminent Domain.

**SECTION THREE:** The City Clerk shall cause this Resolution to be published once in the official City newspaper.

**ADOPTED** by the Governing Body this 18<sup>th</sup> day of February, 2020.

**SIGNED** by the Mayor this 18<sup>th</sup> day of February, 2020.

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Michael E. Copeland  
Mayor

ATTEST:

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Emily K. Vincent  
City Clerk

(Seal)

APPROVED AS TO FORM:

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Ronald R. Shaver  
City Attorney

Publish one time and return one Proof of Publication to the City Clerk, one to Public Works, and one to the City Attorney.