

**RESOLUTION ACQUIRING FEE SIMPLE AND TEMPORARY CONSTRUCTION
EASEMENTS FOR THE MILLER STREET SIDEWALK PROJECT BY
DEED OR CONDEMNATION**

WHEREAS, it is necessary that the City of Winston-Salem acquire fee simple and temporary construction easements based on appraisals of the properties specified in the attached exhibit, which is incorporated in this resolution by reference, for the Miller Street Sidewalk Project; and

WHEREAS, if the property owner rejects the offer, then condemnation is authorized based on the appraised value; and

WHEREAS, it may become necessary to purchase additional easement square footage for reasons such as unforeseen field conditions or recommended design revisions during construction that result in net cost savings to the project.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and the City Council of the City of Winston-Salem, upon the recommendation of the Finance Committee, hereby authorize the acquisition of said fee simple and temporary construction easements by deed or condemnation as described herein and that the total recommended purchase price of \$29,050.

BE IT FURTHER RESOLVED that in the event the offer is not accepted, even after staff's exercise of its settlement authority, then staff is further authorized to proceed with the condemnation of properties described herein and to charge all costs associated with the purchase or condemnation to Account No. 304-531103-545198.

BE IT FURTHER RESOLVED that it is the intent of the City Council that the City Manager or his appropriate designee(s) proceed with the acquisition of said fee simple and temporary construction easements by deed or condemnation and that the City Manager or his designee(s) may acquire additional easement square footage in a dollar amount not to exceed

\$5,324 for reasons such as unforeseen field conditions or design revisions during construction that would result in net cost savings to the project.