

A RESOLUTION AUTHORIZING THE MAYOR, ON BEHALF OF THE URBAN COUNTY GOVERNMENT, TO EXECUTE A CERTIFICATE OF CONSIDERATION AND TO ACCEPT A DEED FOR THE PROPERTY LOCATED AT 272 DERBY DRIVE FROM ERIK MILLER, FOR THE DERBY DRIVE STORM WATER IMPROVEMENT PROJECT, AND AUTHORIZING PAYMENT IN THE AMOUNT OF \$2,475.00, PLUS USUAL AND APPROPRIATE CLOSING COSTS.

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BE IT RESOLVED BY THE COUNCIL OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT:

Section 1 – That the Mayor, on behalf of the Lexington-Fayette Urban County Government, be and hereby is authorized to execute a certificate of consideration and to accept a Deed for the property located at 272 Derby Drive from Erik Miller, for the Derby Drive Storm Water Improvement Project.

Section 2 – That an amount, not to exceed the sum of \$2,475.00, be and hereby approved for payment to Erik Miller plus usual and appropriate closing costs, all from account #2522 – 303204 - 92211, at the time of closing.

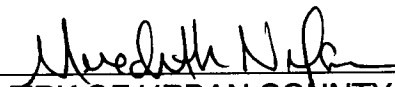
Section 3 – That this Resolution shall become effective on the date of its passage.

PASSED URBAN COUNTY COUNCIL: March 20, 2014

MAYOR



ATTEST:

  
CLERK OF URBAN COUNTY COUNCIL



Lexington-Fayette Urban County Government  
DEPARTMENT OF ENVIRONMENTAL QUALITY AND PUBLIC WORKS

Jim Gray  
Mayor

Charles H. Martin, P.E.  
Acting Commissioner

## MEMORANDUM

To: Mayor Jim Gray  
Urban County Council

From:   
Charles H. Martin, P.E., Director

Date: February 4, 2014

Re: **Request Authorization for Right of Way and Easement Acquisition**  
**Project: Derby Drive Stormwater Improvements**

The purpose of this memorandum is to request a resolution authorizing the acceptance of a deed of permanent right of way and acquisition of easement from the owner of 272 Derby Drive. The purpose of the deed for permanent access easement is to allow for improved and future maintenance of the existing stormwater facilities (noted in the Consent Decree) located in the rear of the property. A previous Resolution No. 257-2009 allowed for acceptance of a deed for the property at 272 Derby Drive but at the end of negotiations in 2009, the property was ultimately not acquired by the LFUCG. The cost of the easement acquisition is not to exceed \$2,500.00 plus usual and appropriate recording costs.

Funds for the payment are currently budgeted in the following account:

<u>Account Number</u>	<u>Project/Grant</u>	<u>Activity</u>	<u>Budget Ref.</u>	<u>Amount</u>
4052-303204-3341-92211	Storm_Rehab	Construct	2013	\$2,500.00

Questions regarding this project may be directed to Ben Krebs, Municipal Engineer Sr. at 859-258-3426.

C: Greg Lubeck, Stormwater Section Manager  
Glenda George