

RESOLUTION

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN A HOLD HARMLESS AGREEMENT ALLOWING TODD KELLENBERGER TO PLACE A RETAINING WALL AND FENCE WITHIN A PORTION OF A CITY OWNED STORM SEWER AND SURFACE WATER FLOWAGE EASEMENT

WHEREAS, the site plan and drainage study for 516 NE Liberty Ct., Lot 7, Briarwood South Plat 6, was approved by City Staff; and

WHEREAS, the proposed retaining wall and fence will be placed at the east, south and west side of Lot 7, Briarwood South Plat 6, within a City owned storm sewer and surface water flowage easement; and

WHEREAS, Todd Kellenberger and City Staff have agreed to a set of terms and conditions regarding the placement of a retaining wall and fence within the City owned storm sewer and surface water flowage easement, a copy of which agreement is hereto attached.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Ankeny, Iowa, hereby authorizes the Mayor to sign the aforesaid Hold Harmless Agreement on behalf of the City of Ankeny, Iowa, authorizing Todd Kellenberger to place a retaining wall and fence within a portion of a City owned storm sewer and surface water flowage easement.

PASSED AND APPROVED this 20th day of March, 2017.

Gary Lorenz, Mayor

ATTEST:

Pamela DeMouth, City Clerk