

RESOLUTION NO. -23

APPROVING A PURCHASE AGREEMENT BETWEEN THE CITY OF DUBUQUE, IOWA AND HWY 151 & 61 DEVELOPMENT, LLC FOR A TEMPORARY DETOUR EASEMENT ACROSS LOT 1 IN RIVERVIEW PLAZA NO. 4 IN THE CITY OF DUBUQUE IOWA AS PART OF THE KERPER BOULEVARD AND KERPER COURT INTERSECTION IMPROVEMENTS PROJECT

WHEREAS, per Resolution No. 387-22 the City of Dubuque has entered into an agreement with Kwik Trip, Inc. (KTI) for the construction of certain improvements at the intersection of Kerper Boulevard and Kerper Court; and

WHEREAS, HWY 151 & 61 Development LLC is the owner of property between Kerper Boulevard and 16th Street, being the former Dubuque Packing site, legally described as Lot 1 in Riverview Plaza No. 4 in the City of Dubuque, Iowa; and

WHEREAS, in order to reduce the time to construct the intersection improvements and limit disruption to the traffic on Kerper Boulevard and Kerper Court, the City is proposing to construct a temporary detour roadway through the HWY 151 & 61 Development, LLC property connecting Kerper Court at its west end to 16th Street. The detour will allow Kerper Court to be closed at its intersection with Kerper Boulevard during construction and allow traffic access to the Kerper Boulevard properties/businesses via 16th Street and detour roadway; and

WHEREAS, the City of Dubuque has negotiated a Purchase Agreement, subject to City Council approval, with Hwy 151 & 61 Development, LLC for a temporary detour easement thru Lot 1 in Riverview Plaza No. 4 in the City of Dubuque, Iowa to construct and use said detour roadway for the duration of the intersection improvements project; and

WHEREAS, the City Council finds that it is in the best interest of the City of Dubuque to approve the Purchase Agreement attached hereto.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DUBUQUE, IOWA:

Section 1. The Purchase Agreement attached hereto is hereby approved.

Section 2. The City Manager is authorized and directed to execute the Purchase Agreement on behalf of the City of Dubuque and to take such action as may be necessary to carry out the terms of the Purchase Agreement.

Passed, Approved, and Adopted this 20th day of March, 2023.

Brad M. Cavanagh, Mayor

Attest:

Adrienne N. Breitfelder, CMC City Clerk