

RESOLUTION NO. 3,2014

A RESOLUTION OF THE CITY OF VALPARAISO, INDIANA, BOARD OF PUBLIC WORKS AND SAFETY AUTHORIZING THE USE OF EMINENT DOMAIN PROCEDURES TO ACQUIRE CERTAIN REAL PROPERTY

Comes now, the City of Valparaiso, Indiana, Board of Public Works and Safety ("Board") and resolves as follows:

WHEREAS, pursuant to Ind. Code § 36-9-6-4 the City of Valparaiso, Indiana, by and through its Board of Public Works and Safety ("City"), is authorized to condemn any real or personal property needed by the City for public use; and

WHEREAS, the City, by and through its representatives, has identified certain real property ("Identified Property") consisting of a portion of **Parcel No. 64-09-23-303-003.000-003** that the City is desirous of acquiring. Attached to this Resolution as **Exhibit "A"** is an aerial photograph depicting the entirety of the Identified Property; and

WHEREAS, the City, is desirous of acquiring the Identified Property in order to construct an traffic blister road improvement to Joliet Road as part of the construction of the City's new public works and utilities campus; and

WHEREAS, the Identified Property appears to be owned by John Nadolski ("Owner"); and

WHEREAS, the Board, based upon the information provided to it as its August 22, 2014 meeting, specifically finds that acquiring the Identified Property serve a clear public purpose and a benefit to the residents of Valparaiso.

WHEREFORE, the Board resolves as follows:

1. Pursuant to Ind. Code § 32-24-1-5, the Board authorizes the City of Valparaiso Attorney's Offer to obtain two (2) appraisals and issue an offer to the Owner to purchase the Identified Property consistent with its appraised value. If the offer is accepted, the Board authorizes the City of Valparaiso Attorney's Office to finalize the terms of any agreement and formally acquire the Identified Property.

2. Pursuant to Ind. Code § 32-24-1-4, if the above-referenced offer is not accepted, the Board authorizes the City of Valparaiso Attorney's Office to initiate eminent domain proceedings in order to acquire the Identified Property from the Owner.

2. From time to time, the City of Valparaiso Attorney's Office shall keep the Board updated as to the status of the proceedings.

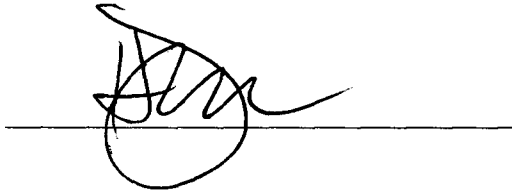
3. To the extent that any issue is left unaddressed in this Resolution, it is the intent of the Board, by adopting this Resolution, to initiate eminent domain proceedings to secure the Identified Property based upon the Board's finding that acquisition of such Properties would serve the public interest of the City of Valparaiso and its citizens in its use as road improvement. The City of Valparaiso Attorney's Office is authorized to take all actions consistent with its expressed intent and allowed by law.

Passed this 22nd day of August, 2014, by a vote of 2-0.

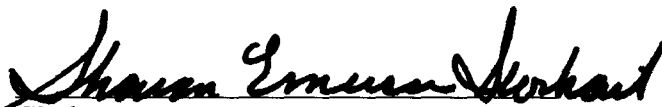
FAVOR

OPPOSED





ATTEST:

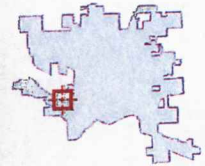

Clerk-Treasurer

City of Valparaiso, IN

Date Created: 5/30/2014



Overview



Legend

☐ City Limits

Parcel ID 64-09-23-303-003.000-003

Sec/Twp/Rng n/a

Property Address 1950 JOLIET RD
VALPARAISO

Alternate ID 09-23-300-011

Class Commercial Garage

Acreage n/a

Owner Address Nadolski John
4939 S State Road 13
Pierceton IN 46562

District CENTER TOWNSHIP
Brief Tax Description W1/2 SW BTW RR & RD EX W289 23-35-6 .5A
(Note: Not to be used on legal documents)

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EXHIBIT

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