

## Staff Report

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**File #:** 23-320**Version:** 1**Date:** 8/28/2023**Item #:** 3.2c.

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**TO:** Mayor and City Council**THROUGH:** Keith Stahley, City Manager**FROM:** Brian D. Martin, PE, Public Works Director**SUBJECT:**

Acquisition of Property for the Macleay Road SE /Caplinger Road SE Pedestrian Improvement Project.

Ward(s): 2

Councilor(s): Nishioka

Neighborhood(s): SEMCA

Result Area(s): Safe, Reliable, and Efficient Infrastructure.

**SUMMARY:**

The Macleay Road SE at Caplinger Road SE Pedestrian Improvement Project includes construction of curb, ADA-compliant sidewalk, minor asphalt widening on the south side of Caplinger Road SE, and a pedestrian crossing with a center-island refuge on Macleay Road SE at Caplinger Road SE (Attachment 1, Project Location Map). The project is currently in the design phase and construction is scheduled for 2025.

**ISSUE:**

Shall City Council adopt Resolution No. 2023-29 (Attachment 2) declaring a public need to acquire and the City of Salem's intent to negotiate for the acquisition of right-of-way and easements for the Macleay Road SE at Caplinger Road SE Pedestrian Improvement Project?

**RECOMMENDATION:**

Adopt Resolution No. 2023-29, declaring a public need to acquire and the City of Salem's intent to negotiate for the acquisition of right-of-way and easements for the Macleay Road SE at Caplinger Road SE Pedestrian Improvement Project.

**FACTS AND FINDINGS:**

This project will improve pedestrian safety and connectivity in the vicinity of Macleay Road SE and Caplinger Road SE. The improvements will connect to a sidewalk segment on Macleay Road SE that is being constructed as part of a nearby multi-family housing development. The current estimated cost of the project is \$1,600,000 funded from the Oregon Department of Transportation's (ODOT) Safe Routes to School program. City match funding is provided by Transportation System Development Charges.

The project is being designed in the public interest and there is a public need to acquire right-of-way from three properties and easements from seven properties to construct the required improvements. The locations and property owners of the right-of-way and easement acquisitions are shown on Resolution 2023-29, Exhibit 1 (Attachment 3). The City will negotiate with property owners to acquire the required right-of-way and easements and will pay just compensation for all acquisitions.

A single resolution for the entire project declaring the need to acquire is all that is currently required. A separate resolution authorizing eminent domain will be issued later if negotiations between the City and any property owner fail.

## **BACKGROUND:**

This project was identified as a prime candidate for the 2022 ODOT SRTS Competitive Program construction grant cycle. The SRTS program is intended to fund projects that address barriers and hazards to students travelling to school. The project will achieve that objective by providing sidewalk continuity and improving safety and ADA accessibility at the intersection of Macleay Road SE and Caplinger Road SE.

Allen Dannen, PE,  
Acting City Engineer

### **Attachments:**

1. Project Location Map
2. Resolution Number 2023-29
3. Identified Properties (Exhibit 1 to Resolution)