



PUBLIC HEARING AGENDA ITEM

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| DATE OF PUBLIC HEARING: January 31, 2017 |
| SUBJECT: Resolution approving Right-of-Way Agreement and Memorandum of Right-of-Way Agreement between Adams County and Discovery DJ Services, LLC, a Texas Limited Liability Company, for an easement to construct a transmission pipeline on County owned property |
| FROM: Jeffery Maxwell, P.E., PTOE, Director of Transportation |
| AGENCY/DEPARTMENT: Transportation |
| HEARD AT STUDY SESSION ON: N/A |
| AUTHORIZATION TO MOVE FORWARD: <input type="checkbox"/> YES <input type="checkbox"/> NO |
| RECOMMENDED ACTION: That the Board of County Commissioners Approves the Right-of-Way Agreement and Memorandum of Right-of-Way Agreement |

BACKGROUND:

Discovery DJ Services (Discovery) requests that Adams County approve a Right-of-Way Agreement and Memorandum of Right-of-Way Agreement for an easement to construct a 12.75 inch pipeline for transmission of natural gas and natural gas condensate across Adams County owned property north of East 120th Avenue between Gun Club Road and Harvest Road (Sheriff's Flatrock Facility). Discovery requests a permanent easement, 30 feet in width and approximately 1/2 mile in length and an associated temporary construction easement of an additional 25' in width and of the same length. This pipeline is a portion of an approximately 18 mile long underground pipeline for which Discovery has made application for a Conditional Use Permit with a Development Agreement (Case No. RCU2016-00016, Case Name: Boardwalk Pipeline Project dated December 13, 2016). The attached Right-of-Way Agreement has been negotiated for the granting of these easements under mutually agreed upon conditions to protect the County's infrastructure. The attached Right-of-Way Agreement and Memorandum of Right-of-Way Agreement will allow Discovery the installation and maintenance of the transmission line on County property.

AGENCIES, DEPARTMENTS OR OTHER OFFICES INVOLVED:

Adams County Transportation Department; Office of the County Attorney; and Adams County Board of County Commissioners.

ATTACHED DOCUMENTS:

Draft resolution and Right-of-Way Agreement and Memorandum of Right-of-Way Agreement
and Exhibit A

FISCAL IMPACT:

Please check if there is no fiscal impact ☒. If there is fiscal impact, please fully complete the section below.

Fund:**Cost Center:**

| | Object Account | Subledger | Amount |
|--|-------------------|-----------|--------|
| Current Budgeted Revenue: | | | |
| Additional Revenue not included in Current Budget: | | | |
| Total Revenues: | | | |

| | Object Account | Subledger | Amount |
|---|-------------------|-----------|--------|
| Current Budgeted Operating Expenditure: | | | |
| Add'l Operating Expenditure not included in Current Budget: | | | |
| Current Budgeted Capital Expenditure: | | | |
| Add'l Capital Expenditure not included in Current Budget: | | | |
| Total Expenditures: | | | |

New FTEs requested: ☐ YES ☒ NO

Future Amendment Needed: ☐ YES ☒ NO

Additional Note: