



PUBLIC HEARING AGENDA ITEM

DATE OF PUBLIC HEARING: August 20, 2019
SUBJECT: Resolution authorizing the acquisition of property interests necessary for the construction of the improvements for the York Street Improvements Project - York Street from East 78 th Avenue to Highway 224
FROM: Kristin Sullivan, Director of Public Works Brian Staley, P.E., PTOE, Deputy Director of Public Works
AGENCY/DEPARTMENT: Public Works
HEARD AT STUDY SESSION ON: July 9, 2019
AUTHORIZATION TO MOVE FORWARD: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
RECOMMENDED ACTION: That the Board of County Commissioners authorizes the acquisition of property interests for the York Street Improvement Project by resolution.

BACKGROUND:

Adams County has submitted and received funding from the Adams County Board of County Commissioners for York Street Improvements Project - York Street from East 78th Avenue to Highway 224 (hereinafter "Project"). The Project consists of approximately 3,400 feet or 0.644 miles of new 4-lane minor arterial roadway through the Welby neighborhood. The County has prepared construction plans, right-of-way plans and legal descriptions that determined the need to acquire various property interests from thirty-two (32) property ownerships. Negotiations with the fee owners of record, Anton F. Fleith and Ronnie McConnell, have not moved forward. Adams County sent a Notice of Intent to Acquire Property, on November 18, 2016, pursuant to C.R.S. § 38-1-121(1), and sent an Offer of Fair Market Value to purchase Parcel 2, on November 15, 2017, based on an appraisal of such property, to which Adams County received no response. To assure that the acquisitions can be obtained in a timely manner and not jeopardize project deadlines, County staff needs to have authority to use the power of eminent domain to acquire the property interests necessary for the Project should good faith negotiations be unsuccessful. The resolution allows the Board of County Commissioners to authorize the use of eminent domain to acquire property interests for the York Street Project.

AGENCIES, DEPARTMENTS OR OTHER OFFICES INVOLVED:

Adams County Public Works and Office of the County Attorney

ATTACHED DOCUMENTS:

Draft resolution
Exhibit A
Legal Description of Parcel 2 and TCE-2

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: