

**Metropolitan Domestic Water Improvement District  
Board of Directors Meeting**

**September 11, 2017**

**Northwest Recharge, Recovery and Delivery System  
Request for Approval to Proceed with Condemnation of Waterline Easements  
on Parcels 216-32-025A, 216-32-028A and 216-31-0380**

**Synopsis**

Staff has been working with the District's right-of-way consultant, Tierra Right of Way Services, to assist with the acquisition of waterline easements necessary for the Northwest Recharge, Recovery and Delivery System (NWRRDS) project.

**Background**

In August 2017, staff briefed the Board of Directors on the status of two property owners who had not responded to multiple inquiries from both the District's consultant and staff. The purpose of these letters was to formally notify property owners of the District's desire to work through any easement request issues in lieu of condemnation.

**Issues**

Letters were sent to two property owners by regular mail on August 1, 2017. A second, identical letter, was sent to each property owner on August 8, 2017 via certified mail with return receipt. The certified letters were returned to the district marked "Refused." Subsequent to refusing the certified letter, one of the property owners contacted the District to arrange a meeting to discuss the easement. The meeting was held on August 22, 2017 with no apparent resolution. There has been no contact from the other property owner.

While it is not evident at this time if similar efforts will be necessary to secure easements on other parcels, it is possible. In the interest of advancing the easement acquisitions to support NWRRDS, condemnation of other easement areas may also be necessary in the future. Any such actions would be brought to the Board of Directors for approval at a future date.

**Recommendation**

It is recommend the Board of Directors authorize the General Manager to move forward with condemnation of waterline easements on Parcels 216-32-025A, 216-32-028A and 216-31-0380 as deemed necessary.

**Suggested Motion**

I move to authorize the General Manager to proceed with condemnation of waterline easements on Parcels 216-32-025A, 216-32-028A and 216-31-0380 as deemed necessary.

Respectfully submitted,

Sheila M. Bowen, P.E.  
District Engineer

I concur with the above-noted recommendation.

Respectfully submitted,

Joseph Olsen, P.E.  
General Manager