

Committee Report

Environment Committee



Committee Meeting Date: October 22, 2024

For the Metropolitan Council: November 13, 2024

Business Item: 2024-265

Interceptor 4-NS-525 Rehabilitation, Project No. 808609, Land Acquisition

Proposed Action

That the Metropolitan Council pass Resolution 2024-18 authorizing acquisition of temporary and permanent easements for Interceptor 4-NS-525 Rehabilitation Project 808609 and staff to initiate condemnation proceedings.

Summary of Environment Committee Discussion/Questions

- CM Cederberg asked: There currently isn't any cost associated with this?
- Staff responded: That is correct.
- Chair Lindstrom: Are you planning to come back to the Council with a dollar amount?
- Staff responded: With the scope of the work, I don't expect that we would need to come back to discuss a dollar amount.

Motion by CM Wulff, seconded by CM Cederberg. Motion carried.



Business Item

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Interceptor 4-NS-525 Rehabilitation, Project 808609 Land Acquisition

District(s), Member(s):	District 9, Diego Morales
Policy/Legal Reference:	FM 9-1 Real Estate Policy; Minn. Stat. §473.504
Staff Prepared/Presented:	Tim Wedin, Assistant Manager Engineering Services, 651-602-4571
Division/Department:	MCES c/o Leisa Thompson, 651-602-8101

Proposed Action

That the Metropolitan Council pass Resolution 2024-18 authorizing acquisition of temporary and permanent easements for Interceptor 4-NS-525 Rehabilitation Project 808609 and staff to initiate condemnation proceedings.

Background

Gravity interceptors 4-NS-525 was constructed between 1965 and 1969 in Coon Rapids. These facilities consist of 48-inch reinforced concrete pipe. Condition assessments have identified these interceptor facilities as being in poor condition and in need of rehabilitation. The proposed project will include rehabilitation of interceptor 4-NS-525.

Rationale

Land Acquisition will be needed to access and repair the pipe. This action delegates authority to staff to acquire property rights for the project and to use the condemnation process, if necessary, to ensure timely project delivery.

Thrive Lens Analysis

This action advances the Thrive Outcomes of Stewardship and Sustainability. Public financial resources will be responsibly invested to support orderly and economic development while maintaining the regional wastewater system assets, which protect the region's natural resources.

Funding

Project 808609 is included in the 8086 family of project in the 2024 MCES Authorized Capital Program.

Small Business Inclusion

There are no direct impacts to small business contracting with the proposed action.

METROPOLITAN COUNCIL

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**RESOLUTION NO.
2024- 18**

**RESOLUTION AUTHORIZING THE ACQUISITION AND CONDEMNATION OF
REAL PROPERTY NECESSARY FOR METROPOLITAN COUNCIL PROJECT
NO. 808609.**

WHEREAS, Metropolitan Council Project No. 808609 (the "Project") requires the acquisition of real property.

NOW THEREFORE BE IT RESOLVED:

The Metropolitan Council finds and declares:

- (1) that the Project is a valid public project with a valid public purpose;
- (2) that the real property needed for the Project will be more particularly identified in the Project Plans or on the Project Work Map (the "Property");
- (3) that the Property is necessary for the Project and must be obtained before the filing of an award by the court-appointed commissioners;
- (4) that, in the judgment of the Metropolitan Council, the acquisition of the Property will further the public health, safety and welfare, and will be undertaken in accordance with Minnesota Statutes and the Real Property Acquisition Policy of the Metropolitan Council;
- (5) that, under Minnesota Statutes Section 473.504, the Metropolitan Council has the authority to acquire the Property by condemnation, and that the Council directs its attorneys to acquire the Property by condemnation if the Property cannot be acquired by direct negotiation; and
- (6) that the condemnation of the Property will be done in accordance with the procedures authorized under Minnesota Statutes Chapters 473 and 117.

Adopted this XX day of XXXX 2024

Chares Zelle, Chair

Mindy Shipman, Recording Secretary

