

# Committee Report

Environment Committee



**Committee meeting date:** April 8, 2025

**For the Metropolitan Council:** April 23, 2025

## Business Item: 2025-94

Forest Lake Interceptor 7029 Rehabilitation Real Estate Property Acquisition and Condemnation

### Proposed action

That the Metropolitan Council adopt Resolution 2025-10 authorizing the acquisition and condemnation of real estate property for the Forest Lake Interceptor 7029 Rehabilitation, ES Project No. 808603.

### Summary of Environment Committee discussion/questions

- CM Cederberg asked: How long are you planning on being on the property?
- Staff responded: The term of temporary easements are 2-3 years.

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



# Business Item

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Forest Lake Interceptor 7029 Rehabilitation Real Estate Property Acquisition and Condemnation

<b>District(s), Member(s):</b>	District 11, Dr. Gail Cederberg
<b>Policy/Legal Reference:</b>	Policy FM 9-1, Real Estate Policy; Policy FM 14-2, Expenditures for the Procurements of Goods, Services, and Real Estate; Minn. Stat. §473.504
<b>Staff Prepared/Presented:</b>	Chris Remus, Assistant Manager, Interceptor Engineering 651-602-4538
<b>Division/Department:</b>	ES c/o Leisa Thompson 651-602-8101

### Proposed Action

That the Metropolitan Council adopt Resolution 2025-10 authorizing the acquisition and condemnation of real estate property for the Forest Lake Interceptor 7029 Rehabilitation, ES Project No. 808603.

### Background

Condition assessment of this interceptor determined the need for a project based on the overall poor condition of the existing 36" reinforced concrete pipe (RCP) originally constructed in 1971. A condition assessment was performed on this pipe in 2018 and found to be in poor condition. To complete the rehabilitation, the Council will need to obtain temporary easements adjacent to 10 private property parcels for construction access and working space.

### Rationale

Land acquisition is necessary for the implementation of this project. This action delegates authority to staff to acquire property for the project and to use the condemnation process if necessary to ensure timely project delivery.

### Thrive Lens Analysis

This action advances the Thrive outcome of Stewardship. Public financial resources will be invested efficiently and effectively to maintain and restore existing wastewater infrastructure, which protects the region's natural resources.

### Funding

Project 808603 is included in the 8086 family of projects in the 2025 MCES Authorized Capital Program.

### Small Business Inclusion

There is no direct impact to small businesses with this action.



## METROPOLITAN COUNCIL RESOLUTION NO. 2025-10

RESOLUTION AUTHORIZING THE ACQUISITION AND CONDEMNATION OF REAL PROPERTY NECESSARY FOR METROPOLITAN COUNCIL PROJECT NO. 808603.

**WHEREAS,** Metropolitan Council Project No. 808603 (the “Project”) requires the acquisition of real property

### **NOW, THEREFORE, BE IT RESOLVED:**

1. THAT the Metropolitan Council adopt Resolution 2025-10 authorizing the acquisition and condemnation of real estate property for the Forest Lake Interceptor 7029 Rehabilitation, ES Project No. 808603.
2. THAT the Project is a valid public project with a valid public purpose;
3. 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”);
4. THAT the Property is necessary for the Project and must be obtained before the filing of an award by the court-appointed commissioners;
5. 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;
6. 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
7. 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
8. THAT the condemnation of the Property will be done in accordance with the procedures authorized under Minnesota Statutes Chapters 473 and 117.

Adopted this \_\_\_\_\_ day of, \_\_\_\_\_ 2025.

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Charles A. Zelle, Chair

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(Ginger Fride), Recording Secretary