



City of Harrisonburg, Virginia

Office of the City Manager

409 South Main Street
Post Office Box 20031
Harrisonburg, VA 22802
(540) 432-7701 / FAX (540) 432-7778

G. Chris Brown
City Attorney

TO: Eric Campbell, City Manager
FROM: Chris Brown, City Attorney
DATE: August 7, 2018
RE: Eastern Raw Waterline Project

Summary: Consider a resolution to permit the City to use condemnation proceedings to acquire necessary easements for the Eastern Raw Waterline Project.

Background: The Public Utilities Department has successfully secured most of the real estate interests needed for the Eastern Raw Waterline Project. However, one land owner has thus far rejected the City's offers to purchase the needed interests. Another landowner has reached an agreement with the City but closing on the needed property interest has not occurred. This resolution enables the City to use condemnation proceedings if necessary to acquire the remaining needed real estate interests. The Public Utilities Department will continue its efforts to secure the needed interests through good faith negotiations. Council held a public hearing on this resolution on July 24, 2018. At that public hearing, the landowner with whom the City has not reached an agreement informed Council that an independent appraisal had been commissioned. Thus far no appraisal has been received from the landowner.

Key Issues: N/A

Environmental Impact: N/A

Fiscal Impact: The two permanent waterline utility easements are valued at an estimated \$11,500 and \$12,528, respectively.

Prior Actions: N/A

Alternatives:

- (a) Approve the resolution; or
- (b) Deny the resolution.

Community Engagement: N/A

Recommendation: Staff recommends approval the resolution as presented.

Attachments: 1. Resolution

Review:



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The initiating Department Director will place in Legistar, in sequence of transmittal, the names of each department that must initial their review in order for this item to be placed on the City Council agenda. The completion of review only addresses the readiness of the issue for Council consideration. This does not address the recommendation for approval or denial of the issue.

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