



## Legislation Details (With Text)

**File #:** 20-550      **Version:** 1      **Name:**  
**Type:** Consent Agenda      **Status:** Agenda Ready  
**File created:** 10/28/2020      **In control:** Town Council  
**On agenda:** 12/8/2020      **Final action:**  
**Title:** A Resolution of the Board of Trustees of the Town of Erie Approving a Right-of-Way Contract with the State Land Board for the Acquisition of Right-of-Way for Erie Parkway and Weld County Road 7  
**Sponsors:** Public Works  
**Indexes:**  
**Code sections:**  
**Attachments:** 1. Contract, 2. Resolution 20-186

Date	Ver.	Action By	Action	Result
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### SUBJECT: CONSENT AGENDA

A Resolution of the Board of Trustees of the Town of Erie Approving a Right-of-Way Contract with the State Land Board for the Acquisition of Right-of-Way for Erie Parkway and Weld County Road 7

**DEPARTMENT:** Public Works

**PRESENTER/PREPARER:** Todd Fessenden, Public Works Director  
Wendi Palmer, Civil Engineer

### TIME ESTIMATE:

### FISCAL SUMMARY:

Cost as Recommended: \$ 54,548 in total  
Balance Available: \$2,549,400  
Budget Line Item Number: 300-70-110-605000-100275  
New Appropriation Required: No

### STAFF RECOMMENDATION:

Approve the Resolution regarding the Right-of-way Contract between the State Land Board and the Town of Erie

### SUMMARY AND BACKGROUND OF SUBJECT MATTER:

At the September 25, 2018 Board of Trustees meeting the Board awarded the design for the Erie Parkway and Weld County Road 7 (WCR7) intersection improvements to J-U-B Engineers, Inc. At the March 24, 2020 Board meeting the Board awarded the design for the traffic signal at this intersection

to Fox Tuttle Transportation Group. At the June 9, 2020 Board meeting the Board approved a notice of intent resolution authorizing the Town Administrator and Town Attorney to negotiate the purchase of right-of-way for the Erie Parkway and WCR 7 intersection.

The Town engaged Western States Land Services, a firm that specializes in right of way acquisition, to negotiate the purchase of right of way on behalf of the Town. Negotiations with the State Land Board are complete. The State Land Board transfers right-of-way by entering into a contract.

The State Land Board property is located at the northwest corner of the Erie Parkway and WCR 7 intersection. In addition to obtaining the additional 40-feet needed for full buildout, this contract also transfers to the Town the existing 30-foot right-of-way that was previously transferred to Weld County.

**Fiscal Impact:**

The fee for the right-of-way is \$47,757.77. The contract also requires a performance bond in the amount of \$6,790. The bond can be through a bonding company or a cash bond that would be released back to the Town after the project is complete and final stabilization is reached. Staff is recommending a cash bond.

**Board Priority(s) Addressed:**

- ✓ Well-Maintained Transportation Infrastructure
- ✓ Safe and Healthy Community
- ✓ Fiscally Responsible

**ATTACHMENTS:**

1. Resolution
2. Contract